

No. 92
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94th Legislature
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House Chamber, Lansing, Wednesday, December 10, 2008.

1:30 p.m.

The House was called to order by the Speaker Pro Tempore.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Accavitti—present	Dillon—present	Lahti—present	Pearce—present
Acciavatti—present	Donigan—present	LaJoy—present	Polidori—present
Agema—present	Ebli—present	Law, David—present	Proos—present
Amos—present	Elsenheimer—present	Law, Kathleen—present	Robertson—present
Angerer—present	Emmons—present	LeBlanc—present	Rocca—present
Ball—present	Espinoza—present	Leland—present	Sak—present
Bauer—present	Farrah—present	Lemmons—present	Schuitmaker—present
Bennett—present	Gaffney—present	Lindberg—present	Scott—present
Bieda—present	Garfield—present	Marleau—present	Shaffer—present
Booher—present	Gillard—present	Mayes—present	Sheen—present
Brandenburg—present	Gonzales—present	McDowell—present	Sheltrown—present
Brown—present	Green—present	Meadows—present	Simpson—present
Byrnes—present	Griffin—present	Meekhof—present	Smith, Alma—present
Byrum—present	Hammel—present	Meisner—excused	Smith, Virgil—present
Calley—present	Hammon—present	Melton—present	Spade—present
Casperson—present	Hansen—present	Meltzer—present	Stahl—present
Caswell—present	Hildenbrand—present	Miller—present	Stakoe—present
Caul—present	Hood—present	Moolenaar—present	Steil—present
Cheeks—present	Hoogendyk—present	Moore—present	Tobocman—present
Clack—present	Hopgood—present	Moss—present	Vagnozzi—present
Clemente—present	Horn—present	Nitz—present	Valentine—present
Condino—present	Huizenga—present	Nofs—present	Walker—present
Constan—present	Hune—present	Opsommer—present	Ward—present
Corriveau—present	Jackson—present	Palmer—present	Warren—present
Coulouris—present	Johnson—present	Palsrok—present	Wenke—present
Cushingberry—present	Jones, Rick—present	Pastor—present	Wojno—present
Dean—present	Jones, Robert—present	Pavlov—present	Young—present
DeRoche—present	Knollenberg—present		

Rep. Kim Meltzer, from the 33rd District, offered the following invocation:

“Dear Heavenly Father,

We ask You for Your forgiveness so that we may stand before You without guilt and thank You for Your promise that whenever two or more are gathered in Your name You are there also. Lord hear our prayer. We as a blessed people, although in even better times, have asked for more; now in these challenging times stand humbly before You asking not for material things, but for the strength to be true witnesses of Your love. Strengthen us so that when we are not forgiven, we forgive. Strengthen us so that when we receive no help, we help. Strengthen us so that when we haven’t received love from another, we love. We ask this because You are the Alpha and the Omega. All things come from You and end with You. You are the source of all things worthwhile and good and our comfort is found in You. We pray this in Your holy and precious name Jesus Christ.”

Rep. Tobocman moved that Rep. Meisner be excused from today’s session.
The motion prevailed.

Reports of Standing Committees

The Speaker laid before the House

House Concurrent Resolution No. 85.

A concurrent resolution to urge the state’s law enforcement agencies to consider the distribution of seized materials to our troops overseas when doing so would be feasible, appropriate, and of value to our military personnel.

(For text of concurrent resolution, see House Journal No. 50, p. 1158.)

(The concurrent resolution was reported by the Committee on Military and Veterans Affairs and Homeland Security on December 3, consideration of which, under the rules, was postponed until December 4.)

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

The Speaker laid before the House

House Concurrent Resolution No. 3.

A concurrent resolution to urge the United States Department of Energy and the Nuclear Regulatory Commission to fulfill their obligation to establish a permanent repository for high-level nuclear waste.

(For text of concurrent resolution, see House Journal No. 8 of 2007, p. 85.)

(The concurrent resolution was discharged from the Committee on Energy and Technology on December 9.)

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

Messages from the Senate

The Speaker laid before the House

House Bill No. 5331, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 43523, 43528, and 43531 (MCL 324.43523, 324.43528, and 324.43531), section 43523 as amended by 2006 PA 280 and sections 43528 and 43531 as amended by 1996 PA 585.

(The bill was received from the Senate on December 4, with amendments, full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until December 9, see House Journal No. 90, p. 2909.)

The question being on concurring in the amendments made to the bill by the Senate,

The amendments were concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1032**Yeas—109**

Accavitti	Dillon	Knollenberg	Pearce
Acciavatti	Donigan	Lahti	Polidori
Agema	Ebli	LaJoy	Proos
Amos	Elsenheimer	Law, David	Robertson
Angerer	Emmons	Law, Kathleen	Rocca
Ball	Espinoza	LeBlanc	Sak
Bauer	Farrah	Leland	Schuitmaker
Bennett	Gaffney	Lemmons	Scott
Bieda	Garfield	Lindberg	Shaffer
Booher	Gillard	Marleau	Sheen
Brandenburg	Gonzales	Mayes	Sheltrown
Brown	Green	McDowell	Simpson
Byrnes	Griffin	Meadows	Smith, Alma
Byrum	Hammel	Meekhof	Smith, Virgil
Calley	Hammon	Melton	Spade
Casperson	Hansen	Meltzer	Stahl
Caswell	Hildenbrand	Miller	Stakoe
Caul	Hood	Moolenaar	Steil
Cheeks	Hoogendyk	Moore	Tobocman
Clack	Hopgood	Moss	Vagnozzi
Clemente	Horn	Nitz	Valentine
Condino	Huizenga	Nofs	Walker
Constan	Hune	Opsommer	Ward
Corriveau	Jackson	Palmer	Warren
Coulouris	Johnson	Palsrok	Wenke
Cushingberry	Jones, Rick	Pastor	Wojno
Dean	Jones, Robert	Pavlov	Young
DeRoche			

Nays—0

In The Chair: Sak

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

The Speaker laid before the House

House Bill No. 6185, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending sections 351, 355, and 365 (MCL 206.351, 206.355, and 206.365), section 351 as amended by 2003 PA 22, section 355 as amended by 2003 PA 48, and section 365 as amended by 2003 PA 47, and by adding section 366.

(The bill was received from the Senate on December 4, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until December 9, see House Journal No. 90, p. 2910.)

The question being on concurring in the substitute (S-1) made to the bill by the Senate,

The substitute (S-1) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1033**Yeas—109**

Accavitti	Dillon	Knollenberg	Pearce
Acciavatti	Donigan	Lahti	Polidori

Agema	Ebli	LaJoy	Proos
Amos	Elsenheimer	Law, David	Robertson
Angerer	Emmons	Law, Kathleen	Rocca
Ball	Espinoza	LeBlanc	Sak
Bauer	Farrah	Leland	Schuitmaker
Bennett	Gaffney	Lemmons	Scott
Bieda	Garfield	Lindberg	Shaffer
Booher	Gillard	Marleau	Sheen
Brandenburg	Gonzales	Mayes	Sheltrown
Brown	Green	McDowell	Simpson
Byrnes	Griffin	Meadows	Smith, Alma
Byrum	Hammel	Meekhof	Smith, Virgil
Calley	Hammon	Melton	Spade
Casperson	Hansen	Meltzer	Stahl
Caswell	Hildenbrand	Miller	Stakoe
Caul	Hood	Moolenaar	Steil
Cheeks	Hoogendyk	Moore	Tobocman
Clack	Hopgood	Moss	Vagnozzi
Clemente	Horn	Nitz	Valentine
Condino	Huizenga	Nofs	Walker
Constan	Hune	Opsommer	Ward
Corriveau	Jackson	Palmer	Warren
Coulouris	Johnson	Palsrok	Wenke
Cushingberry	Jones, Rick	Pastor	Wojno
Dean	Jones, Robert	Pavlov	Young
DeRoche			

Nays—0

In The Chair: Sak

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

Comments and Recommendations

Rep. Tobocman moved that the following remarks be printed in the Journal.
The motion prevailed.

Rep. Acciavatti:

- “Thank You Mr. Speaker
- My legislative journey started 6 years ago in January of 2003. It started with my 109 mile drive to Lansing with my wife **Michelle** at my side. I remember her telling me on our way home, after I was sworn in for the first time, ‘DON’T LET THIS PLACE GO TO YOUR HEAD.’ She told me to remember where you came from and why you are here. - My wife is my backbone; I am nothing without her and I thank her for her patience and understanding during the past 6 years.
- I arrived in Lansing that January with some basic values and goals: I believed that a competitive tax structure and low government regulation will encourage entrepreneurship, capital investment and create jobs - not some government program. I believed that we should balance our budget with the money we have; I believed that our most important right is our right to keep and bear arms; I believed that life is not a choice; I was appalled by the importation of Canadian trash; and I wanted a real-time water quality monitoring system for Lake St. Clair.
- The past six years I am grateful to have had my office team to help me and guide me. **AMY RITTENHOUSE** – has been with me from the start. If I was on time and prepared for a meeting, it was most likely due to her. The second half of my office team is **MEGHAN LIZOTTE**. I thank you both for your dedication to me for the past 6 years.

- Some other people who are vital to making this place operate are the Policy Staff - They are clearly the **BRAINS** behind the operation. I would especially like to thank **CHRIS HARKINS** who has had to deal with the pain of working with me for the last few years.
- **The House Fiscal Agency** Staff – led by **MITCH BEAN** - are a priceless resource to this chamber and to the appropriations process. They give us all the information we need and their expertise and knowledge should be used more often.
- To all the clerks and all the Sergeants – Thank you for your service and what you do.
- To My **COLLEAGUES** – I leave you with this piece of advice: ‘DON’T LET THIS PLACE GO TO YOUR HEAD.’ This job will ruin your life if you let it. Keep your health and family in tact and remember why you are here, and where you came from.
 - I will not mention any of you by name; but I leave this chapter in my life with some new life-long friends and a new found respect for all of you.
- To my **CONSTITUENTS** - I thank you for trusting me with this awesome responsibility – and I hope I have served you well.
- One quick story before I go:
- During my first term, as Representative Condino spoke about last week, we had some tremendous and memorable debates. One in particular sticks out: We were debating the unthinkable procedure of Partial Birth Abortion when Representative Triette Reeves gave a passionate speech that transformed her before this chamber – I will never forget those thoughtful and difficult debates.
- I have a message to you **Mr. Speaker** and all future Speakers of this chamber: Use the rules and the tremendous power that you hold to encourage the free flow exchange of ideas and debate in this chamber - **NO EXCEPTIONS**. Also, never abuse the authority you have especially when it comes to placing a **CALL OF THE HOUSE** over this body. That power must be used uniformly and respectfully.
- So in a few days I will drive 109 Miles back to my home for the last time as a member of this body. I will be greeted by my beautiful wife and our new 9 month old. Thankfully my health and family are still in tact. I still believe that a competitive tax structure and low regulation will encourage entrepreneurship, capital investment, and create jobs. I still believe that we should balance our budget with the money we have, not the money we can get. I still believe that our most important right is our right to keep and bear arms. I still believe that life is not a choice. I am still appalled by the importation of Canadian trash into our great state; and I am happy that we now have a real-time water quality monitoring system in place for Lake St. Clair.
- I thank you, all of you, for allowing me to serve the people of Michigan – it has been an honor.
- Have a great holiday season & Good Bye.”

Rep. Garfield:

“Thank you, Mr. Speaker. I want to begin by thanking my Almighty God, from whom all blessings flow, for this exceptional and unique opportunity to serve my fellow citizens. I am eternally grateful for the citizens of the 45th District’s confidence in my leadership. To them I will be forever indebted.

I want to thank my wife of 30 years, Carrie for bringing our children into my life and who told me that I would always be her hero. I thank my children: Christy, Tonya and Arman for bringing me true joy. I also want to thank my mother Mariam for instilling in me the importance of family values and my father, Woodrow Wilson Garfield, who taught me courage and devotion to our country.

My journey of public service began before I was born. My grandfather walked across the Syrian desert, because of religious persecution, and joined the French Army in liberating Armenian internees incarcerated in Turkish prison camps. There he found my grandmother. He brought her to America in 1919 and in 1920 he went to work for Mr. Ford. He worked at the Ford Rouge Plant from 1920 to 1966 when he retired. Those new immigrants who migrated to America helped to build the melting pot of our nation. It was they who taught me about respect for race, creed, color and national origin. Their devotion and commitment to freedom impacted me from childhood and has faithfully been a reminder of what truly matters most as I have navigated my way through life.

My father’s side of the family goes back to the Revolutionary war where there was a Garfield on the Concord Bridge, in Concord, Massachusetts, where the ‘shot heard around the world’ was fired. His German, Welsh and Native American heritage is what sustained my father as a POW in a German prison camp during World War II. He passed on to me our Native American heritage and taught me respect for mother earth. He instilled in me that the earth will feed, clothe and house you if you are a good steward her. Please leave the land the way you found her, pristine, for future generations.

Upon my return from Vietnam, our veterans were scorned upon and mistreated.

As chair of Military and Veterans Affairs and Homeland Security, I have had the pleasure of meeting and interacting with many of our nations finest. Veterans and families of our servicemen and women hold a special place in my heart and I will always honor and fight on their behalf as many have sacrificed and paid the ultimate price to protect and uphold the freedoms and processes of our great state and nation.

As a fighter for protecting our constitution, Bill of Rights and individual freedoms, I have met many along the way who have challenged, strengthened and celebrated such ideals. I will continue that fight as long as I am a citizen of this great country.

When you think you have seen everything, you really never have. I will never forget Representative, now House Clerk, Rich Brown, bringing into this chamber a marching band.

I want to thank Aldo Vagnozzi for his thoughtfulness and kindness during my wife's illness. Also, when I came to work one day and saw he was dressed as a roman centurion, I knew we had a unique bunch in this class.

To my good friend, John Espinoza, who is a true American success story, I will always be grateful for his friendship.

I want to recognize and thank former Representative Triette Reeves, for her moving speech defending pro-life values.

I want to thank the 'Fab Five', as we were called in my freshman class: Jack Brandenburg, Dan Acciavatti, Matt Milosch and Leon Drolet for their wit, humor and camaraderie.

I will never forget when Representative Rick Shaffer was addressing our caucus and Jack Brandenburg asked him to stand to address us. Rep. Shaffer responded, 'Jack, I am standing!'

I want to thank Speakers Johnson, DeRoche and Dillon who were a pleasure to work with, I appreciate not having their job.

I want to thank my other colleagues and friends, too numerous to mention in this limited amount of time.

I remain truly grateful for my staff. My three Chiefs of Staff: Connie Russell, David Jessup and most currently, Julia Schafer Nuñez. As well as my current aides: Brett Dickey, Erinn Kane and Mark Andrek. Without their constant support, honesty, loyalty and commitment to me and the citizens of my district, I would never have reached such success. They are family to me.

In closing, this is a unique institution. Many aspire to walk through those House Chamber doors, only few make it. I count myself among those favored to serve our state in this way. May God bless you all!"

Rep. Steil:

"Good bye Speech 08

- The word 'politics' is derived from the word 'poly', meaning 'many', and the word 'ticks', meaning 'blood sucking parasites'.
- Politics is supposed to be the second oldest profession. I have come to realize that it bears a very close resemblance to the first.
- Politics is the art of looking for trouble, finding it everywhere, diagnosing it wrongly, and applying unsuitable remedies.
- The government's view of the economy could be summed up in a few short phrases: If it moves, tax it. If it keeps moving, regulate it. And if it stops moving, subsidize it'.
- You can fool all of the people all of the time if the advertising is right and the budget is big enough.
- Politicians should be changed as much as diapers and for the same reason.

Me before the legislature

I never thought of myself as a politician and believe most of you probably don't either...except for Fabio. I was 34, had been divorced, remarried, had 2 kids, and had worked basically for 1 company. I had an Associate's Degree. There were a lot of people that thought they knew who I was because of my father, they were wrong. I felt insecure about who I was and what I knew. I wasn't sure what kind of difference I would make for Michigan but had enough courage and energy to try. I was honest.

Me now

I am 40, have 3 kids and have worked for 2 employers. I now have a Bachelors Degree. I am still insecure about who I am and where I'm going. I now have more diverse knowledge and hope it will benefit me in the future. I still don't think of myself as a politician and know I never will. I believe I am an 'okay' legislator. I have seen some that are much better than me and some that probably could have achieved more for our State, including myself. I never needed to be in the picture, drive the most legislation, raise the most money, and stay in Lansing all the time to know as many people as possible. I hoped this experience would propel me into even greater success and sadly because of our States economy my future seems uncertain.

If you know me now, then I'm glad we connected. If you don't, I blame myself for being either somewhat lazy or prejudging you like so many have of me. I still am honest.

Me in the future

Today, I'm not sure how, but I will take care of my family. I will continue to work on being a better husband, father and friend. I will care less about image and more about people. I will save more. I will continue to be honest.

I would like to thank all the people that worked for me and have helped me be a better legislator.

Rob Nederhood

Brad Biladeau

Frank Waters

Lisa Posthumus Lyons

And most especially:

Jeff Paplawsky and Rebecca Climie who are both hardworking, loyal, trustworthy and talented. The two of them have made me a better person and I value their friendships and hope their lives will be rewarding.

There are a lot of special people here in this capital including all of the support staff and I'm grateful and blessed to have seen first hand their gifted contributions.

Most legislators are asked to mention the proudest accomplishment they have had, and most often they discuss legislation. For me it is the relationships I've built and friendships I hope will last forever.

I'm grateful to have had this opportunity to serve my community and thank the people of the 72nd district for putting their trust in me.

I wish much success and many blessings for each of you.

It's been an experience of a lifetime."

By unanimous consent the House returned to the order of

Second Reading of Bills**Senate Bill No. 1485, entitled**

A bill to amend 1987 PA 231, entitled "An act to create a transportation economic development fund in the state treasury; to prescribe the uses of and distributions from this fund; to create the office of economic development and to prescribe its powers and duties; to prescribe the powers and duties of the state transportation department, state transportation commission, and certain other bodies; and to permit the issuance of certain bonds," by amending section 11 (MCL 247.911), as amended by 2007 PA 168.

The bill was read a second time.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

Rep. Hansen moved that Rep. Ball be excused temporarily from today's session.

The motion prevailed.

Rep. Tobocman moved that Reps. Cheeks, Johnson and Virgil Smith be excused temporarily from today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills**Senate Bill No. 1485, entitled**

A bill to amend 1987 PA 231, entitled "An act to create a transportation economic development fund in the state treasury; to prescribe the uses of and distributions from this fund; to create the office of economic development and to prescribe its powers and duties; to prescribe the powers and duties of the state transportation department, state transportation commission, and certain other bodies; and to permit the issuance of certain bonds," by amending section 11 (MCL 247.911), as amended by 2007 PA 168.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1034**Yeas—60**

Accavitti
Angerer
Bauer
Bennett
Bieda

Corriveau
Coulouris
Cushingberry
Dean
Dillon

Hansen
Hood
Hopgood
Hune
Jackson

Melton
Polidori
Sak
Scott
Shaffer

Booher	Ebli	Jones, Robert	Sheltrown
Brown	Espinoza	Lahti	Simpson
Byrnes	Farrah	Law, Kathleen	Smith, Alma
Byrum	Gaffney	LeBlanc	Spade
Caswell	Garfield	Leland	Tobocman
Caul	Gillard	Lemmons	Vagnozzi
Clack	Gonzales	Lindberg	Valentine
Clemente	Griffin	Mayes	Warren
Condino	Hammel	McDowell	Wenke
Constan	Hammon	Meadows	Wojno

Nays—45

Acciavatti	Hoogendyk	Moolenaar	Proos
Agema	Horn	Moore	Robertson
Amos	Huizenga	Moss	Rocca
Brandenburg	Jones, Rick	Nitz	Schuitmaker
Calley	Knollenberg	Nofs	Sheen
Casperson	LaJoy	Opsommer	Stahl
DeRoche	Law, David	Palmer	Stakoe
Donigan	Marleau	Palsrok	Steil
Elsenheimer	Meekhof	Pastor	Walker
Emmons	Meltzer	Pavlov	Ward
Green	Miller	Pearce	Young
Hildenbrand			

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

By unanimous consent the House returned to the order of

Messages from the Senate

The Speaker laid before the House

House Bill No. 4847, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 819 (MCL 257.819), as amended by 1990 PA 168.

(The bill was received from the Senate on November 13, with substitute (S-3), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until November 19, see House Journal No. 85, p. 2660; considered and postponed temporarily on December 9, see House Journal No. 91, p. 2923.)

The question being on concurring in the substitute (S-3) made to the bill by the Senate,

The substitute (S-3) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1035**Yeas—59**

Accavitti	Corriveau	Hammon	Polidori
Angerer	Coulouris	Hansen	Scott
Bauer	Cushingberry	Hood	Shaffer
Bennett	Dean	Hopgood	Sheltrown

Bieda	Dillon	Jackson	Simpson
Booher	Donigan	Jones, Robert	Smith, Alma
Brown	Ebli	Lahti	Spade
Byrnes	Espinoza	Law, Kathleen	Tobocman
Byrum	Farrah	Leland	Vagnozzi
Caswell	Gaffney	Lemmons	Valentine
Caul	Garfield	Lindberg	Warren
Clack	Gillard	Mayes	Wenke
Clemente	Gonzales	McDowell	Wojno
Condino	Griffin	Meadows	Young
Constan	Hammel	Melton	

Nays—46

Acciavatti	Horn	Moolenaar	Proos
Agema	Huizenga	Moore	Robertson
Amos	Hune	Moss	Rocca
Brandenburg	Jones, Rick	Nitz	Sak
Calley	Knollenberg	Nofs	Schuitmaker
Casperson	LaJoy	Opsommer	Sheen
DeRoche	Law, David	Palmer	Stahl
Elsenheimer	LeBlanc	Palsrok	Stakoe
Emmons	Marleau	Pastor	Steil
Green	Meekhof	Pavlov	Walker
Hildenbrand	Meltzer	Pearce	Ward
Hoogendyk	Miller		

In The Chair: Sak

The House agreed to the title as amended.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

The Speaker laid before the House

Senate Bill No. 1398, entitled

A bill to amend 1933 PA 167, entitled “General sales tax act,” by amending section 25 (MCL 205.75), as amended by 2007 PA 69.

(The bill was received from the Senate on November 13, with an amendment to the House substitute (H-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until November 19, see House Journal No. 85, p. 2660; considered and postponed temporarily on December 2, see House Journal No. 88, p. 2696.)

The question being on concurring in the amendment to the House substitute (H-1) made to the bill by the Senate,

The amendment was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1036**Yeas—57**

Acciavatti	Cushingberry	Hood	Melton
Angerer	Dean	Jackson	Polidori
Bauer	Dillon	Johnson	Proos
Bennett	Donigan	Jones, Rick	Scott
Bieda	Ebli	Jones, Robert	Shaffer
Booher	Espinoza	Lahti	Sheltrown
Brown	Farrah	Law, Kathleen	Simpson
Byrnes	Gaffney	LeBlanc	Smith, Alma

Byrum
Clack
Clemente
Condino
Constan
Corriveau
Coulouris

Gillard
Gonzales
Griffin
Hammel
Hammon
Hansen

Leland
Lemmons
Lindberg
Mayes
McDowell
Meadows

Spade
Tobocman
Valentine
Warren
Wenke
Wojno

Nays—49

Accavitti
Agema
Amos
Brandenburg
Calley
Casperson
Caswell
Caul
DeRoche
Elsenheimer
Emmons
Garfield
Green

Hildenbrand
Hoogendyk
Hopgood
Horn
Huizenga
Hune
Knollenberg
LaJoy
Law, David
Marleau
Meekhof
Meltzer

Miller
Moolenaar
Moore
Moss
Nitz
Nofs
Opsommer
Palmer
Palsrok
Pastor
Pavlov
Pearce

Robertson
Rocca
Sak
Schuitmaker
Sheen
Stahl
Stakoe
Steil
Vagnozzi
Walker
Ward
Young

In The Chair: Sak

Second Reading of Bills

House Bill No. 6420, entitled

A bill to amend 2000 PA 146, entitled “Obsolete property rehabilitation act,” by amending section 8 (MCL 125.2788), as amended by 2006 PA 667.

The bill was read a second time.

Rep. Booher moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

Rep. Gillard moved that Rep. Cushingberry be excused temporarily from today’s session.
The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 6420, entitled

A bill to amend 2000 PA 146, entitled “Obsolete property rehabilitation act,” by amending section 8 (MCL 125.2788), as amended by 2006 PA 667.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1037**Yeas—106**

Accavitti	Donigan	Lahti	Pearce
Acciavatti	Ebli	LaJoy	Polidori
Agema	Elsenheimer	Law, David	Proos
Amos	Emmons	Law, Kathleen	Robertson
Angerer	Espinoza	LeBlanc	Rocca
Ball	Farrah	Leland	Sak
Bauer	Gaffney	Lemmons	Schuitmaker
Bennett	Garfield	Lindberg	Scott
Bieda	Gillard	Marleau	Shaffer
Booher	Gonzales	Mayes	Sheen
Brandenburg	Green	McDowell	Sheltrown
Brown	Griffin	Meadows	Simpson
Byrnes	Hammel	Meekhof	Smith, Alma
Byrum	Hammon	Melton	Spade
Calley	Hansen	Meltzer	Stahl
Casperson	Hildenbrand	Miller	Stakoe
Caswell	Hood	Moolenaar	Steil
Caul	Hoogendyk	Moore	Tobocman
Clack	Hopgood	Moss	Vagnozzi
Clemente	Horn	Nitz	Valentine
Condino	Huizenga	Nofs	Walker
Constan	Hune	Opsommer	Ward
Corriveau	Jackson	Palmer	Warren
Coulouris	Johnson	Palsrok	Wenke
Dean	Jones, Rick	Pastor	Wojno
DeRoche	Jones, Robert	Pavlov	Young
Dillon	Knollenberg		

Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills**House Bill No. 6463, entitled**

A bill to regulate the use of ropes, chains, wires, or similar devices in blocking access to land; and to provide for penalties.

The bill was read a second time.

Rep. Lahti moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

Rep. Pastor moved that Rep. Caswell be excused temporarily from today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 6463, entitled

A bill to regulate the use of ropes, chains, wires, or similar devices in blocking access to land; and to provide for penalties.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1038

Yeas—80

Accavitti	Dean	Jones, Rick	Proos
Angerer	Dillon	Jones, Robert	Rocca
Ball	Donigan	Lahti	Sak
Bauer	Ebli	LaJoy	Scott
Bennett	Espinoza	Law, Kathleen	Shaffer
Bieda	Farrah	LeBlanc	Sheltrown
Booher	Gaffney	Leland	Simpson
Brandenburg	Gillard	Lemmons	Smith, Alma
Brown	Gonzales	Lindberg	Spade
Byrnes	Griffin	Marleau	Stahl
Byrum	Hammel	Mayes	Stakoe
Casperson	Hammon	McDowell	Tobocman
Caul	Hansen	Meadows	Vagnozzi
Clack	Hildenbrand	Melton	Valentine
Clemente	Hood	Miller	Walker
Condino	Hopgood	Moolenaar	Ward
Constan	Horn	Moore	Warren
Corriveau	Hune	Nofs	Wenke
Coulouris	Jackson	Palsrok	Wojno
Cushingberry	Johnson	Polidori	Young

Nays—26

Acciavatti	Garfield	Meltzer	Pavlov
Agema	Green	Moss	Pearce
Amos	Hoogendyk	Nitz	Robertson
Calley	Huizenga	Opsommer	Schuitmaker
DeRoche	Knollenberg	Palmer	Sheen
Elsenheimer	Law, David	Pastor	Steil
Emmons	Meekhof		

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills

House Bill No. 4179, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 541 (MCL 436.1541), as amended by 2006 PA 253.

The bill was read a second time.

Rep. Caul moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

—————

Rep. Hildenbrand moved that Rep. DeRoche be excused temporarily from today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4179, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 541 (MCL 436.1541), as amended by 2006 PA 253.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1039

Yeas—106

Accavitti	Donigan	Lahti	Pearce
Acciavatti	Ebli	LaJoy	Polidori
Agema	Elsenheimer	Law, David	Proos
Amos	Emmons	Law, Kathleen	Robertson
Angerer	Espinoza	LeBlanc	Rocca
Ball	Farrah	Leland	Sak
Bauer	Gaffney	Lemmons	Schuitmaker
Bennett	Garfield	Lindberg	Scott
Bieda	Gillard	Marleau	Shaffer
Booher	Gonzales	Mayes	Sheen
Brandenburg	Green	McDowell	Sheltrown
Brown	Griffin	Meadows	Simpson
Byrnes	Hammel	Meekhof	Smith, Alma
Byrum	Hammon	Melton	Spade
Calley	Hansen	Meltzer	Stahl
Casperson	Hildenbrand	Miller	Stakoe
Caswell	Hood	Moolenaar	Steil
Caul	Hoogendyk	Moore	Tobocman
Clack	Hopgood	Moss	Vagnozzi
Clemente	Horn	Nitz	Valentine
Condino	Huizenga	Nofs	Walker
Constan	Hune	Opsommer	Ward
Corriveau	Jackson	Palmer	Warren
Coulouris	Johnson	Palsrok	Wenke
Cushingberry	Jones, Rick	Pastor	Wojno
Dean	Jones, Robert	Pavlov	Young
Dillon	Knollenberg		

Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills

Senate Bill No. 927, entitled

A bill to amend 1846 RS 65, entitled “Of alienation by deed, and the proof and recording of conveyances, and the canceling of mortgages,” by amending sections 24 and 25 (MCL 565.24 and 565.25), section 25 as amended by 1996 PA 526, and by adding section 24a.

The bill was read a second time.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 927, entitled

A bill to amend 1846 RS 65, entitled “Of alienation by deed, and the proof and recording of conveyances, and the canceling of mortgages,” by amending sections 24 and 25 (MCL 565.24 and 565.25), section 25 as amended by 1996 PA 526, and by adding section 24a.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1040

Yeas—107

Accavitti	Dillon	Knollenberg	Pearce
Acciavatti	Donigan	Lahti	Polidori
Agema	Ebli	LaJoy	Proos
Amos	Elsenheimer	Law, David	Robertson
Angerer	Emmons	Law, Kathleen	Rocca
Ball	Espinoza	LeBlanc	Sak
Bauer	Farrah	Leland	Schuitmaker
Bennett	Gaffney	Lemmons	Scott
Bieda	Garfield	Lindberg	Shaffer
Booher	Gillard	Marleau	Sheen
Brandenburg	Gonzales	Mayes	Sheltrown
Brown	Green	McDowell	Simpson
Byrnes	Griffin	Meadows	Smith, Alma
Byrum	Hammel	Meekhof	Spade
Calley	Hammon	Melton	Stahl
Casperson	Hansen	Meltzer	Stakoe
Caswell	Hildenbrand	Miller	Steil
Caul	Hood	Moolenaar	Tobocman
Clack	Hoogendyk	Moore	Vagnozzi
Clemente	Hopgood	Moss	Valentine
Condino	Horn	Nitz	Walker
Constan	Huizenga	Nofs	Ward
Corriveau	Hune	Opsommer	Warren
Coulouris	Jackson	Palmer	Wenke
Cushingberry	Johnson	Palsrok	Wojno
Dean	Jones, Rick	Pastor	Young
DeRoche	Jones, Robert	Pavlov	

Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills**Senate Bill No. 1160, entitled**

A bill to amend 1846 RS 65, entitled “Of alienation by deed, and the proof and recording of conveyances, and the canceling of mortgages,” by amending sections 27, 28, and 43 (MCL 565.27, 565.28, and 565.43), sections 28 and 43 as amended by 1992 PA 212; and to repeal acts and parts of acts.

The bill was read a second time.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

Rep. Tobocman moved that Reps. Dillon and Gillard be excused temporarily from today’s session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills**Senate Bill No. 1160, entitled**

A bill to amend 1846 RS 65, entitled “Of alienation by deed, and the proof and recording of conveyances, and the canceling of mortgages,” by amending sections 27, 28, and 43 (MCL 565.27, 565.28, and 565.43), sections 28 and 43 as amended by 1992 PA 212; and to repeal acts and parts of acts.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1041**Yeas—105**

Accavitti	Donigan	Lahti	Pearce
Acciavatti	Ebli	LaJoy	Polidori
Agema	Elsenheimer	Law, David	Proos
Amos	Emmons	Law, Kathleen	Robertson
Angerer	Espinoza	LeBlanc	Rocca
Ball	Farrah	Leland	Sak
Bauer	Gaffney	Lemmons	Schuitmaker
Bennett	Garfield	Lindberg	Scott
Bieda	Gonzales	Marleau	Shaffer
Booher	Green	Mayes	Sheen
Brandenburg	Griffin	McDowell	Sheltrown
Brown	Hammel	Meadows	Simpson
Byrnes	Hammon	Meekhof	Smith, Alma
Byrum	Hansen	Melton	Spade

Calley	Hildenbrand	Meltzer	Stahl
Casperson	Hood	Miller	Stakoe
Caswell	Hoogendyk	Moolenaar	Steil
Caul	Hopgood	Moore	Tobocman
Clack	Horn	Moss	Vagnozzi
Clemente	Huizenga	Nitz	Valentine
Condino	Hune	Nofs	Walker
Constan	Jackson	Opsommer	Ward
Corriveau	Johnson	Palmer	Warren
Coulouris	Jones, Rick	Palsrok	Wenke
Cushingberry	Jones, Robert	Pastor	Wojno
Dean	Knollenberg	Pavlov	Young
DeRoche			

Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills

Senate Bill No. 973, entitled

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending section 435 (MCL 208.1435), as amended by 2007 PA 216.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Commerce,

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Tobocman moved to substitute (H-2) the bill.

The motion prevailed and the substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

Rep. Tobocman moved that Rep. Johnson be excused temporarily from today’s session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 973, entitled

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending section 435 (MCL 208.1435), as amended by 2007 PA 216.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1042**Yeas—105**

Accavitti	Donigan	Lahti	Pearce
Acciavatti	Ebli	LaJoy	Polidori
Agema	Elsenheimer	Law, David	Proos
Amos	Emmons	Law, Kathleen	Robertson
Angerer	Espinoza	LeBlanc	Rocca
Ball	Farrah	Leland	Sak
Bauer	Gaffney	Lemmons	Schuitmaker
Bennett	Garfield	Lindberg	Scott
Bieda	Gillard	Marleau	Shaffer
Booher	Gonzales	Mayes	Sheen
Brandenburg	Green	McDowell	Sheltrown
Brown	Griffin	Meadows	Simpson
Byrnes	Hammel	Meekhof	Smith, Alma
Byrum	Hammon	Melton	Spade
Calley	Hansen	Meltzer	Stahl
Casperson	Hildenbrand	Miller	Stakoe
Caswell	Hood	Moolenaar	Steil
Caul	Hoogendyk	Moore	Tobocman
Clack	Hopgood	Moss	Vagnozzi
Clemente	Horn	Nitz	Valentine
Condino	Huizenga	Nofs	Walker
Constan	Hune	Opsommer	Ward
Corriveau	Jackson	Palmer	Warren
Coulouris	Jones, Rick	Palsrok	Wenke
Cushingberry	Jones, Robert	Pastor	Wojno
Dean	Knollenberg	Pavlov	Young
DeRoche			

Nays—0

In The Chair: Sak

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement of taxes on certain commercial, business, and financial activities; to prescribe the powers and duties of public officers and state departments; to provide for the inspection of certain taxpayer records; to provide for interest and penalties; to provide exemptions, credits, and refunds; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to make appropriations,”

The House agreed to the full title.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Comments and Recommendations

Rep. Pastor:

“Thank you Mr. Speaker Pro Tem, and may I say what a great tie you have on today. It looks like the city of Grand Rapids still has great garage sales.

My colleagues, I regret that my time here has come to an end. It has been my distinct honor to work with all of you, and I salute you for your service to Michigan. My reputation in these chambers has been as a lightning rod, and I embrace that — because there will always be storm clouds hanging over session, and it has been my privilege to properly electrify you.

In my six years here, I've experienced many highs and lows. Two things easily stand out in my mind as positive experiences. The first is traveling from the great Upper Peninsula of Michigan to Drummond Island, to Grand Rapids, and to Livonia, completing a circuit of Michigan and working on behalf of our citizens and my fellow public servants. I have a great love for our State, and I believe that wherever you can find a Michigan resident, you can find passion, values, and the welcoming feeling of Home. Even in these chambers, among men and women of greatly differing backgrounds and opinions, you can find fellowship. Michigan is our home, and we are all a family. This is the one overwhelmingly good feeling that I hope all of us share. Government is a service industry and always will be, and from every committee meeting to every Boy Scout meeting, I am reminded just who wanted me to be here and to whom I owe my job. I've loved and respected every minute of representing District 19.

My other high point is closely related, and that is being able to be a positive force for two of my constituents, Mark and Susan Sweetman, in their adoption efforts. Here are two dedicated and passionate foster parents who worked tirelessly to adopt as their own a whole family of children, only to be met with procedural and bureaucratic delays, most recently in the adoption of one of the youngest children, Brandon. Throughout my three terms, the Sweetmans and I have tried to tie in all the loose ends to make sure this family stays together. Our efforts, at times, left us frustrated by the system and made it clear that we need to do more with adoption procedures to make it easier for qualified parents to adopt a child in need.

The flip side to these high points are the lows I've seen in Michigan's government. It is not perfect. It does not always serve the people as it was meant to. I have been saddened and stressed by the tax increases I've watched this chamber pass. I have been frustrated by bureaucracies that are more concerned with obsessive regulation than progressive calculation. We could've done better for Michigan than the surcharge, and we need to get rid of it.

These lows have enabled me to become more in touch with my constituents, their families, and their businesses. I've fought against the misguided mindsets of departments like the DEQ, departments which do not understand that proper preservation comes as a product of proper protection, which do not understand that their purpose is not only as a watchdog, but as a negotiator to our residents and companies. There is a growing sentiment among our constituents that we are no longer putting their interests first, and they are losing faith in their ability to reach us. This is never how it was meant to be. No resident should feel that they are wasting their time when they call our offices. I can not emphasize enough that we must focus on this service, that we must evaluate and re-evaluate what that service means every day we put on our suits, check our facts, and make our decisions. With these values in mind, there has been one person within the DEQ who has stood out as an exemplary servant to the State of Michigan, Will Cwikiel. I can't thank him enough for asking good questions, giving straight answers, and always respecting the need to mediate.

The loss of my brother, Keith, was a low that I pray few can relate to. His death reminds me that those in power have a duty to watch over the lives of our residents and provide for their happiness. The State needs to do more with mental health. As I've already said, all of Michigan is a family, and we have to care for our own. That is our job not just as legislators, but as citizens, neighbors, and friends. The support and friendship of my colleagues through and after this hard time meant more to me than they will ever realize. I want to thank Alma Wheeler Smith, on my left, and Fran Amos on my right, for keeping me centrally grounded with their daily hugs. I want to thank our leader, Craig DeRoche, for always having my back through thick and thin (though mostly thick). I'd also like to thank the other members of our yearly snowmobile crew: Reps. Casperson, Huizenga, Pearce, and Hansen. For those of you who are not aware, this yearly trip was designed first as a fundraiser towards the care and education of my brothers' children. I can't thank these men enough for putting their compassion into action.

There are other members of this chamber who have meant a great deal to me.

Rep. Gino Polidori:

Barb Farrah:

Lisa Wojno:

Virgil Smith:

Brian Palmer:

Marty Knollenberg:

David Law:

Phil LaJoy:

Dan Acciavatti:

Ken Horn, the Rookie of the Year

To these honorable members, and to all others who went beyond the duties of their job to offer me their friendship, I return with the promise of a lifetime guarantee. Whether you like it or not, you've got John Pastor for all eternity. To those Representatives who are feeling thankful right now that they will no longer have to hear me yell 'VOTE' — and I'm thinking of Wenke, Schaffer, Meltzer, Sheen and Palmer among others — please know that I have memorized your floor phone numbers and will be keeping a close eye on the board from home. Don't ever forget that at some point, you signed onto this.

While we're on the subject of concluding business, I'd like to remind those members who borrowed or watched my DVDs during last year's budget crisis that your invoices are forthcoming. Standard rental charges plus a year's worth of

late fees will be compounded for your final totals. Should you fail to comply, I have a debt collector in Jack Brandenburg, who I'll be encouraging to subscribe an 'arm and a leg' philosophy.

Speaking of Jack, how could I forget, Skippy, Chippy, Frank Toro from Boothe Communications, or the stealing of my keys in retribution for me pulling out his little hanky. To the best dressed, and always on the cutting edge of fashion, to the REAL Hillbilly, thank you for being my seatmate. There is one thing that even you have forgotten that every Hillbilly needs — I have been waiting for the right time to tell you, that you need this more than any other hillbilly, and that time is now, now more than ever, than any time ever before. (Produce the Bottle of Scope). On behalf of the 94th Legislature, please consider this for your daily use.

(Pause for Laughter)

In all sincerity though, it has been my honor to be your seatmate.

Along with you, Jack, I of course have to thank the Men in Red Coats, the Sergeants. Whenever there was a member scuffle, I knew their instincts would lead them towards the chamber's hotspot — seats 33 and 34 — hoping to defend, or contain, the dynamic duo of Reps. Pastor and Brandenburg. Not to be forgotten, I would like to thank Valerie Knol, Steve Heikkinen, Heather Lombardini, Erika Della Santina, Erika Perlman, and all former staff, as well as my driving buddy, Ruth Ann Jisarek, for putting up with my sense of humor. I hope to stay close friends with all of you. I would like to thank above all my brothers, my father, my mother, and all my family, my darling wife Linda, my son Ryan, my daughter Rachel — Your love and support has meant the world to me, and enabled me to perform my duties as Representative.

I'm going to leave you all with a final reminder to serve Michigan well, and a final thanks to all those here trying to make a difference for our state. Don't ever forget what we came here to do. For those traveling along 96, please know that when this lightning rod strikes for home, he'll be keeping it under 100.

God Bless the born and unborn.

God Bless the members of this Chamber.

God Bless all the residents of Michigan.

God Bless America!

(And thank you all.)"

Rep. Stakoe:

Six years - it has gone by all too fast. Like a microcosm of our lives; you blink and it's over. We all arrived with vision, expectations and thoughts of change. Many will leave feeling their jobs are uncompleted, that little has been accomplished.

In the 18th century, Poet Robert Burns turned over a mouse nest while plowing a field. The resulting poem about the incident included the line; 'The best laid plans of mice and men oft go awry' John Steinbeck later used the line as the title of his tragic novel of Mice and Men a story of the futility many face trying to change their lives.

I prefer to look at the countless achievements and small successes that I and everyone in this chamber have had the honor to serve and obtained.

There is nothing small about helping those in your district who don't have anywhere to turn when they are stymied or in trouble.

There is nothing small about sharing stories about your job with the 180,000 children who are captivated by this institution.

There is nothing small about the work done on behalf of the 10 million people of this state who put their faith in your hands.

There is nothing small about being entrusted with the opportunity to serve at a level of government most of us never dreamed.

When you look around you see: nurses, police officers, lawyers, teachers, and small business owners - all walks of life. Most of us never anticipated being elected to one of the highest offices in state government, but here we sit.

No I didn't eliminate the deficit.

No I didn't increase mass transit,

Didn't repave the road system.

Or come up with a revolutionary education system.

But I did make lives easier for public Safety workers, for nurses and health officials, lake owners and local units of government. Helped find stray unemployment checks, worked out issues with state agencies and even kept my barbershop from being shut down. Not earth shattering in the scheme of things, but just as important to those affected.

It has been a pleasure to serve with everyone in here. Partisan philosophy has not come between friendship and partisan philosophy has not prevented many good things from happening.

I can even look back on the September 2007 sleep over with some humor. Although I saw things that month I would prefer to forget. Especially the half page picture of me sleeping on the floor in the Detroit News.

Coming in with sixty-three and leaving with forty-three, at least there is no worrying about a place to sit in caucus.

Leadership elections and serving under three speakers in six years. None of who have learned to take my advice.

I thank my wife and children who tirelessly worked polls, fundraisers, and door knocking. Without their support this wouldn't be possible.

In his first Inaugural Address Washington spoke to Congress: 'I trust you will not fail to use your best endeavors to improve the education and manners of a people; to accelerate the progress of art & sciences; to patronize and cherish institutions favorable to humanity. Such are among the best of all human employments. Such exertion of your talents will render your situations truly dignified and cannot fail of being acceptable in the sight of the divinity.'

I would like to finish with a short verse:

Our terms are coming to end we all know.
Six years seemed enough when we started though.
I arrived full of spirit and a little cheer.
Trepidation, excitement, seemingly little to fear.

I sought to make changes large and small.
Sometimes stymied and overwhelmed by all.
I moved legislation a plethora of laws.
How reprehensible so many found flaws.

Thank God for staff and what they endure.
Providing aid and helping to keep everything sure.
All my thanks for what they tolerate
Always listening they never berate.

Rules are enforced not out of fear,
We are fortunate to have the sergeants near.
They make sure no sound but those who speak
And unlike the nuns never pulled on my beak.

So many memories enjoyed by all
The voices of children out in the hall.
Receptions and dinners aplenty.
Many pounds gained for some more than twenty.

We shared many ups and downs
Many friends on both sides I've found
Leaving you all makes me a little blue,
All I can do is bid you, adieu!"

Rep. Hansen moved that Reps. Caswell and Caul be excused temporarily from today's session.
The motion prevailed.

Rep. Tobocman moved that Reps. Bennett, Clack and Farrah be excused temporarily from today's session.
The motion prevailed.

By unanimous consent the House returned to the order of
Messages from the Senate

The Speaker laid before the House
Senate Bill No. 1342, entitled

A bill to amend 1966 PA 331, entitled "Community college act of 1966," (MCL 389.1 to 389.195) by amending the title, as amended by 1998 PA 153, and by adding chapter 13 to part 2.

(The bill was received from the Senate on December 4, with substitute (S-1) to the House substitute (H-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until December 9, see House Journal No. 90, p. 2911.)

The question being on concurring in the substitute (S-1) to the House substitute (H-1) made to the bill by the Senate,

Rep. Hammel moved to amend the Senate substitute (S-1) as follows:

1. Amend page 15, line 9, by striking out “\$60,000,000.00” and inserting “\$50,000,000.00”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

The question being on concurring in the substitute (S-1) to the House substitute (H-1) made to the bill by the Senate,

The substitute (S-1), as amended, was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1043

Yeas—104

Accavitti	Ebli	LaJoy	Polidori
Acciavatti	Elsenheimer	Law, David	Proos
Agema	Emmons	Law, Kathleen	Robertson
Amos	Espinoza	LeBlanc	Rocca
Angerer	Gaffney	Leland	Sak
Ball	Garfield	Lemmons	Schuitmaker
Bauer	Gillard	Lindberg	Scott
Bieda	Gonzales	Marleau	Shaffer
Booher	Green	Mayes	Sheen
Brandenburg	Griffin	McDowell	Sheltrown
Brown	Hammel	Meadows	Simpson
Byrnes	Hammon	Meekhof	Smith, Alma
Byrum	Hansen	Melton	Smith, Virgil
Calley	Hildenbrand	Meltzer	Spade
Casperson	Hood	Miller	Stahl
Caswell	Hoogendyk	Moolenaar	Stakoe
Clemente	Hopgood	Moore	Steil
Condino	Horn	Moss	Tobocman
Constan	Huizenga	Nitz	Vagnozzi
Corriveau	Hune	Nofs	Valentine
Coulouris	Jackson	Opsommer	Walker
Cushingberry	Johnson	Palmer	Ward
Dean	Jones, Rick	Palsrok	Warren
DeRoche	Jones, Robert	Pastor	Wenke
Dillon	Knollenberg	Pavlov	Wojno
Donigan	Lahti	Pearce	Young

Nays—0

In The Chair: Sak

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

House Bill No. 5192, entitled

A bill to amend 1937 PA 94, entitled “Use tax act,” by amending sections 2b, 3, 3a, and 10 (MCL 205.92b, 205.93, 205.93a, and 205.100), section 2b as amended by 2006 PA 428 and sections 3, 3a, and 10 as amended by 2004 PA 172.

With the recommendation that the substitute (H-4) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Condino, Farrah, Robert Jones, Mayes, Melton, Meltzer, Sheen, Pastor and Calley

Nays: None

Second Reading of Bills

House Bill No. 5192, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending sections 2b, 3, 3a, and 10 (MCL 205.92b, 205.93, 205.93a, and 205.100), section 2b as amended by 2006 PA 428 and sections 3, 3a, and 10 as amended by 2004 PA 172.

Was read a second time, and the question being on the adoption of the proposed substitute (H-4) previously recommended by the Committee on Tax Policy,

The substitute (H-4) was adopted, a majority of the members serving voting therefor.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

Rep. Hansen moved that Reps. Sheen and Steil be excused temporarily from today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 5192, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," by amending sections 2b, 3, 3a, and 10 (MCL 205.92b, 205.93, 205.93a, and 205.100), section 2b as amended by 2006 PA 428 and sections 3, 3a, and 10 as amended by 2004 PA 172.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1044**Yeas—104**

Accavitti	Donigan	Knollenberg	Pavlov
Acciavatti	Ebli	Lahti	Pearce
Agema	Elsenheimer	LaJoy	Polidori
Amos	Emmons	Law, David	Proos
Angerer	Espinoza	Law, Kathleen	Robertson
Ball	Farrah	LeBlanc	Rocca
Bauer	Gaffney	Leland	Sak
Bieda	Garfield	Lemmons	Schuitmaker
Booher	Gillard	Lindberg	Scott
Brandenburg	Gonzales	Marleau	Shaffer
Brown	Green	Mayes	Sheltrown
Byrnes	Griffin	McDowell	Simpson
Byrum	Hammel	Meadows	Smith, Alma
Calley	Hammon	Meekhof	Smith, Virgil
Casperson	Hansen	Melton	Spade
Caswell	Hildenbrand	Meltzer	Stahl
Caul	Hood	Miller	Stakoe
Clemente	Hoogendyk	Moolenaar	Tobocman

Condino	Hopgood	Moore	Vagnozzi
Constan	Horn	Moss	Valentine
Corriveau	Huizenga	Nitz	Walker
Coulouris	Hune	Nofs	Ward
Cushingberry	Jackson	Opsommer	Warren
Dean	Johnson	Palmer	Wenke
DeRoche	Jones, Rick	Palsrok	Wojno
Dillon	Jones, Robert	Pastor	Young

Nays—0

In The Chair: Sak

The question being on agreeing to the title of the bill,

Rep. Tobocman moved to amend the title to read as follows:

A bill to amend 1937 PA 94, entitled “Use tax act,” (MCL 205.91 to 205.111) by adding section 3f; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills

Senate Bill No. 897, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 11514 (MCL 324.11514), as amended by 2007 PA 212, and by adding part 173.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Great Lakes and Environment,

The substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Warren moved to amend the bill as follows:

1. Amend page 5, line 12, after “**FOR**” by inserting “**TRANSPORTATION OR**”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

Rep. Hansen moved that Reps. Shaffer and Stahl be excused temporarily from today’s session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 897, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 11514 (MCL 324.11514), as amended by 2007 PA 212, and by adding part 173.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1045**Yeas—91**

Accavitti	Dillon	Jones, Robert	Palsrok
Angerer	Donigan	Knollenberg	Pavlov
Ball	Ebli	Lahti	Pearce
Bauer	Elsenheimer	LaJoy	Polidori
Bennett	Emmons	Law, Kathleen	Proos
Bieda	Espinoza	LeBlanc	Rocca
Booher	Farrah	Leland	Sak
Brandenburg	Gaffney	Lemmons	Schuitmaker
Brown	Garfield	Lindberg	Scott
Byrnes	Gillard	Marleau	Sheltrown
Byrum	Gonzales	Mayes	Simpson
Calley	Green	McDowell	Smith, Alma
Casperson	Griffin	Meadows	Spade
Caswell	Hammel	Meekhof	Tobocman
Caul	Hammon	Melton	Vagnozzi
Clemente	Hansen	Meltzer	Valentine
Condino	Hildenbrand	Miller	Walker
Constan	Hood	Moolenaar	Ward
Corriveau	Hopgood	Moore	Warren
Coulouris	Horn	Moss	Wenke
Cushingberry	Jackson	Nitz	Wojno
Dean	Johnson	Nofs	Young
DeRoche	Jones, Rick	Opsommer	

Nays—13

Acciavatti	Huizenga	Palmer	Sheen
Agema	Hune	Pastor	Smith, Virgil
Amos	Law, David	Robertson	Stakoe
Hoogendyk			

In The Chair: Sak

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts.”

The House agreed to the full title.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills**Senate Bill No. 898, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding sections 17317, 17319, 17323, 17327, and 17329.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Great Lakes and Environment,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Walker moved to amend the bill as follows:

1. Amend page 4, line 1, after “**17331.**” by inserting “(1)”.
2. Amend page 4, line 2, after “**OR**” by inserting a comma and “**SUBJECT TO SUBSECTION (2),**”.
3. Amend page 4, following line 5, by inserting:

“(2) **THE EXEMPTION FROM LIABILITY FOR THE USE OF DATA OR OTHER INFORMATION UNDER SUBSECTION (1) APPLIES TO A RECYCLER ONLY IF THE RECYCLER COMPLIES WITH SECTION 17319(A).**”.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 898, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding sections 17317, 17319, 17323, 17327, and 17329.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1046

Yeas—92

Accavitti	Dillon	Knollenberg	Pearce
Acciavatti	Donigan	Lahti	Polidori
Angerer	Ebli	LaJoy	Proos
Ball	Elsenheimer	Law, David	Rocca
Bauer	Emmons	Law, Kathleen	Sak
Bennett	Espinoza	LeBlanc	Schuitmaker
Bieda	Farrah	Leland	Scott
Booher	Gaffney	Lemmons	Sheltrown
Brandenburg	Garfield	Lindberg	Simpson
Brown	Gillard	Marleau	Smith, Alma
Byrnes	Gonzales	Mayes	Smith, Virgil
Byrum	Griffin	McDowell	Spade
Calley	Hammel	Meadows	Stahl
Casperson	Hammon	Meekhof	Stakoe
Caul	Hansen	Melton	Tobocman
Clemente	Hildenbrand	Meltzer	Vagnozzi
Condino	Hood	Miller	Valentine
Constan	Hopgood	Moolenaar	Walker
Corriveau	Horn	Moore	Ward
Coulouris	Jackson	Moss	Warren
Cushingberry	Johnson	Nitz	Wenke
Dean	Jones, Rick	Palsrok	Wojno
DeRoche	Jones, Robert	Pavlov	Young

Nays—13

Agema	Hoogendyk	Nofs	Pastor
Amos	Huizenga	Opsommer	Robertson
Caswell	Hune	Palmer	Sheen
Green			

In The Chair: Sak

The question being on agreeing to the title of the bill,

Rep. Tobocman moved to amend the title to read as follows:

A bill to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," (MCL 324.101 to 324.90106) by adding sections 17317, 17319, 17323, and 17331.

The motion prevailed.

The House agreed to the title as amended.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills

Senate Bill No. 1403, entitled

A bill to authorize the department of management and budget to convey certain state owned property in Wayne county; to prescribe conditions for the conveyance; to provide for certain powers and duties of the department of management and budget in implementing the conveyance; to provide for disposition of revenue derived from the conveyance; and to repeal acts and parts of acts.

The bill was read a second time.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

Rep. Angerer moved that Rep. Cushingberry be excused temporarily from today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1403, entitled

A bill to authorize the department of management and budget to convey certain state owned property in Wayne county; to prescribe conditions for the conveyance; to provide for certain powers and duties of the department of management and budget in implementing the conveyance; to provide for disposition of revenue derived from the conveyance; and to repeal acts and parts of acts.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1047

Yeas—104

Accavitti	Donigan	Knollenberg	Pavlov
Acciavatti	Ebli	Lahti	Pearce
Agema	Elsenheimer	LaJoy	Polidori
Amos	Emmons	Law, David	Proos
Angerer	Espinoza	Law, Kathleen	Robertson
Ball	Farrah	LeBlanc	Rocca
Bauer	Gaffney	Leland	Sak
Bennett	Garfield	Lemmons	Schuitmaker
Bieda	Gillard	Lindberg	Scott

Booher	Gonzales	Marleau	Sheen
Brandenburg	Green	Mayes	Sheltrown
Brown	Griffin	McDowell	Simpson
Byrnes	Hammel	Meadows	Smith, Alma
Byrum	Hammon	Meekhof	Smith, Virgil
Calley	Hansen	Melton	Spade
Casperson	Hildenbrand	Meltzer	Stahl
Caswell	Hood	Miller	Stakoe
Caul	Hoogendyk	Moolenaar	Tobocman
Clemente	Hopgood	Moore	Vagnozzi
Condino	Horn	Moss	Valentine
Constan	Huizenga	Nitz	Walker
Corriveau	Hune	Nofs	Ward
Coulouris	Jackson	Opsommer	Warren
Dean	Johnson	Palmer	Wenke
DeRoche	Jones, Rick	Palsrok	Wojno
Dillon	Jones, Robert	Pastor	Young

Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Angerer moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills

Senate Bill No. 1443, entitled

A bill to authorize the state administrative board to convey certain parcels of state owned property in various counties; to prescribe conditions for the conveyances; to provide for certain powers and duties of certain state departments in regard to the property; and to provide for disposition of revenue derived from the conveyances.

The bill was read a second time.

Rep. Angerer moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1443, entitled

A bill to authorize the state administrative board to convey certain parcels of state owned property in various counties; to prescribe conditions for the conveyances; to provide for certain powers and duties of certain state departments in regard to the property; and to provide for disposition of revenue derived from the conveyances.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1048

Yeas—106

Accavitti	Dillon	Knollenberg	Pavlov
Acciavatti	Donigan	Lahti	Pearce

Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	Law, Kathleen	Robertson
Ball	Espinoza	LeBlanc	Rocca
Bauer	Farrah	Leland	Sak
Bennett	Gaffney	Lemmons	Schuitmaker
Bieda	Garfield	Lindberg	Scott
Booher	Gillard	Marleau	Sheen
Brandenburg	Gonzales	Mayes	Sheltrown
Brown	Green	McDowell	Simpson
Byrnes	Griffin	Meadows	Smith, Alma
Byrum	Hammel	Meekhof	Smith, Virgil
Calley	Hammon	Melton	Spade
Casperson	Hansen	Meltzer	Stahl
Caswell	Hildenbrand	Miller	Stakoe
Caul	Hood	Moolenaar	Tobocman
Clack	Hoogendyk	Moore	Vagnozzi
Clemente	Hopgood	Moss	Valentine
Condino	Horn	Nitz	Walker
Constan	Huizenga	Nofs	Ward
Corriveau	Hune	Opsommer	Warren
Coulouris	Jackson	Palmer	Wenke
Cushingberry	Johnson	Palsrok	Wojno
Dean	Jones, Rick	Pastor	Young
DeRoche	Jones, Robert		

Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills

Senate Bill No. 1498, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 81133 (MCL 324.81133), as amended by 2008 PA 240.

The bill was read a second time.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1498, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 81133 (MCL 324.81133), as amended by 2008 PA 240.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1049**Yeas—106**

Accavitti	Dillon	Knollenberg	Pavlov
Acciavatti	Donigan	Lahti	Pearce
Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	Law, Kathleen	Robertson
Ball	Espinoza	LeBlanc	Rocca
Bauer	Farrah	Leland	Sak
Bennett	Gaffney	Lemmons	Schuitmaker
Bieda	Garfield	Lindberg	Scott
Booher	Gillard	Marleau	Sheen
Brandenburg	Gonzales	Mayes	Sheltrown
Brown	Green	McDowell	Simpson
Byrnes	Griffin	Meadows	Smith, Alma
Byrum	Hammel	Meekhof	Smith, Virgil
Calley	Hammon	Melton	Spade
Casperson	Hansen	Meltzer	Stahl
Caswell	Hildenbrand	Miller	Stakoe
Caul	Hood	Moolenaar	Tobocman
Clack	Hoogendyk	Moore	Vagnozzi
Clemente	Hopgood	Moss	Valentine
Condino	Horn	Nitz	Walker
Constan	Huizenga	Nofs	Ward
Corriveau	Hune	Opsommer	Warren
Coulouris	Jackson	Palmer	Wenke
Cushingberry	Johnson	Palsrok	Wojno
Dean	Jones, Rick	Pastor	Young
DeRoche	Jones, Robert		

Nays—0

In The Chair: Sak

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,”

The House agreed to the full title.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills**Senate Bill No. 1640, entitled**

A bill to amend 1986 PA 182, entitled “State police retirement act of 1986,” by amending sections 3 and 14a (MCL 38.1603 and 38.1614a), section 3 as amended by 2004 PA 83 and section 14a as amended by 2004 PA 50.

The bill was read a second time.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

Rep. Hansen moved that Rep. DeRoche be excused temporarily from today's session.
The motion prevailed.

By unanimous consent the House returned to the order of
Third Reading of Bills

Senate Bill No. 1640, entitled

A bill to amend 1986 PA 182, entitled "State police retirement act of 1986," by amending sections 3 and 14a (MCL 38.1603 and 38.1614a), section 3 as amended by 2004 PA 83 and section 14a as amended by 2004 PA 50.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1050

Yeas—105

Accavitti	Donigan	Knollenberg	Pavlov
Acciavatti	Ebli	Lahti	Pearce
Agema	Elsenheimer	LaJoy	Polidori
Amos	Emmons	Law, David	Proos
Angerer	Espinoza	Law, Kathleen	Robertson
Ball	Farrah	LeBlanc	Rocca
Bauer	Gaffney	Leland	Sak
Bennett	Garfield	Lemmons	Schuitmaker
Bieda	Gillard	Lindberg	Scott
Booher	Gonzales	Marleau	Sheen
Brandenburg	Green	Mayes	Sheltrown
Brown	Griffin	McDowell	Simpson
Byrnes	Hammel	Meadows	Smith, Alma
Byrum	Hammon	Meekhof	Smith, Virgil
Calley	Hansen	Melton	Spade
Casperson	Hildenbrand	Meltzer	Stahl
Caswell	Hood	Miller	Stakoe
Caul	Hoogendyk	Moolenaar	Tobocman
Clack	Hopgood	Moore	Vagnozzi
Clemente	Horn	Moss	Valentine
Condino	Huizenga	Nitz	Walker
Constan	Hune	Nofs	Ward
Corriveau	Jackson	Opsommer	Warren
Coulouris	Johnson	Palmer	Wenke
Cushingberry	Jones, Rick	Palsrok	Wojno
Dean	Jones, Robert	Pastor	Young
Dillon			

Nays—0

In The Chair: Sak

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to provide for the Michigan department of state police retirement system; to create certain reserves and certain funds for this retirement system; to provide for the creation of a retirement board within the department of management and budget; to prescribe the powers and duties of the retirement board; to prescribe the powers and duties of the department of state police, the department of management and budget, and certain state officers; and to repeal certain acts and parts of acts,"

The House agreed to the full title.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills**Senate Bill No. 1489, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 82105, 82106, and 82126 (MCL 324.82105, 324.82106, and 324.82126), section 82105 as amended by 2008 PA 145, section 82106 as amended by 2004 PA 587, and section 82126 as amended by 2008 PA 27.

Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Appropriations,

The substitute (H-3) was adopted, a majority of the members serving voting therefor.

Rep. Sheltroun moved to substitute (H-1) the bill.

The motion did not prevail and the substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

Rep. Tobocman moved that Rep. Virgil Smith be excused temporarily from today’s session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills**Senate Bill No. 1489, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 82105, 82106, and 82126 (MCL 324.82105, 324.82106, and 324.82126), section 82105 as amended by 2008 PA 145, section 82106 as amended by 2004 PA 587, and section 82126 as amended by 2008 PA 27.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1051**Yeas—59**

Accavitti	Coulouris	Jackson	Nofs
Acciavatti	Cushingberry	Johnson	Palsrok
Angerer	Dean	Jones, Robert	Polidori
Bauer	Dillon	Lahti	Scott
Bennett	Donigan	Law, Kathleen	Simpson
Bieda	Ebli	LeBlanc	Smith, Alma
Booher	Espinoza	Leland	Spade
Brown	Farrah	Lemmons	Tobocman
Byrnes	Gillard	Lindberg	Valentine
Byrum	Gonzales	Mayes	Walker
Caswell	Griffin	McDowell	Ward
Clemente	Hammel	Meadows	Warren
Condino	Hansen	Melton	Wojno
Constan	Hood	Miller	Young
Corriveau	Hopgood	Moore	

Nays—45

Agema	Garfield	Law, David	Pearce
Amos	Green	Marleau	Proos

Ball	Hammon	Meekhof	Robertson
Brandenburg	Hildenbrand	Meltzer	Rocca
Calley	Hoogendyk	Moolenaar	Sak
Casperson	Horn	Moss	Schuitmaker
Caul	Huizenga	Nitz	Sheen
Clack	Hune	Opsommer	Sheltrown
DeRoche	Jones, Rick	Palmer	Stahl
Elsenheimer	Knollenberg	Pastor	Stakoe
Emmons	LaJoy	Pavlov	Wenke
Gaffney			

In The Chair: Sak

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,”

The House agreed to the full title.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills

Senate Bill No. 1490, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 82118 (MCL 324.82118), as amended by 2004 PA 587, and by adding section 82110a.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Appropriations,

The substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Elsenheimer moved to substitute (H-1) the bill.

The motion did not prevail and the substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1490, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 82118 (MCL 324.82118), as amended by 2004 PA 587, and by adding section 82110a.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1052

Yeas—58

Accavitti	Coulouris	Jackson	Polidori
Acciavatti	Cushingberry	Johnson	Schuitmaker

Angerer	Dean	Jones, Robert	Scott
Bauer	Dillon	Lahti	Simpson
Bennett	Donigan	Law, Kathleen	Smith, Alma
Bieda	Ebli	Leland	Smith, Virgil
Booher	Espinoza	Lemmons	Spade
Brown	Farrah	Lindberg	Tobocman
Byrnes	Gillard	Mayes	Valentine
Byrum	Gonzales	McDowell	Walker
Clack	Hammel	Meadows	Ward
Clemente	Hammon	Melton	Warren
Condino	Hansen	Miller	Wojno
Constan	Hood	Palsrok	Young
Corriveau	Hopgood		

Nays—47

Agema	Garfield	LeBlanc	Pavlov
Amos	Green	Marleau	Pearce
Ball	Griffin	Meekhof	Proos
Brandenburg	Hildenbrand	Meltzer	Robertson
Calley	Hoogendyk	Moolenaar	Rocca
Casperson	Horn	Moore	Sak
Caswell	Huizenga	Moss	Sheen
Caul	Hune	Nitz	Sheltrown
DeRoche	Jones, Rick	Nofs	Stahl
Elsenheimer	Knollenberg	Opsommer	Stakoe
Emmons	LaJoy	Palmer	Wenke
Gaffney	Law, David	Pastor	

In The Chair: Sak

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,”

The House agreed to the full title.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Tobocman moved that the Committee on New Economy and Quality of Life be discharged from further consideration of **Senate Bill No. 208**.

(For first notice see House Journal No. 91, p. 2947.)

The question being on the motion made by Rep. Tobocman,

The motion prevailed, a majority of the members serving voting therefor.

The bill was placed on the order of Second Reading of Bills.

Rep. Tobocman moved that the Committee on Education be discharged from further consideration of **Senate Bill No. 1252**.

(For first notice see House Journal No. 91, p. 2946.)

The question being on the motion made by Rep. Tobocman,
The motion prevailed, a majority of the members serving voting therefor.
The bill was placed on the order of Second Reading of Bills.

Rep. LaJoy moved that the Committee on Health Policy be discharged from further consideration of **House Bill No. 5880**.

(For first notice see House Journal No. 91, p. 2947.)

The question being on the motion made by Rep. LaJoy,
The motion prevailed, a majority of the members serving voting therefor.
The bill was placed on the order of Second Reading of Bills.

Rep. Tobocman moved that House Committees be given leave to meet during the balance of today's session.
The motion prevailed.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:
House Resolution No. 508.

A resolution for the Honorable Steve Tobocman.

Whereas, As he brings to a close his tenure of public service with the Michigan House of Representatives, the members of this legislative body are honored to laud the career and contributions of Steve Tobocman. As a stellar member of this legislative body, Steve Tobocman exhibited commitment and dedication to his constituents as well as citizens throughout the state; and

Whereas, Steve Tobocman, a native of Detroit, earned a bachelor's degree in economics from the University of Virginia and a master's degree in public policy as well as a law degree from the University of Michigan. He has served his constituents in southwest Detroit through numerous community efforts to improve the lives of his constituents, including endeavors to combat blight through policing programs, graffiti abatement, and seeking to strike a balance between industrial expansion and the quality of life of residents; and

Whereas, Representative Tobocman contributed greatly to the legislative process and House leadership as Majority Floor Leader, as chair of the Oversight and Investigations Committee, and as a member of the Intergovernmental, Urban and Regional Affairs Committee. He has been an admirable leader who has contributed greatly to this state; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of our gratitude to the Honorable Steve Tobocman as he brings to a close his tenure in this legislative body; and be it further

Resolved, That copies of this resolution be transmitted to Representative Tobocman as evidence of our gratitude and best wishes.

Pending the reference of the resolution to a committee,

Rep. Angerer moved that Rule 71 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:
House Resolution No. 509.

A resolution for the Honorable Aldo Vagnozzi.

Whereas, It is with great appreciation for his hard work and dedication over the past 6 years that we extend accolades to Aldo Vagnozzi. This tireless public servant has contributed greatly to his constituents in Farmington Hills at both the local and state levels; and

Whereas, A native of Roseto, Italy, Representative Vagnozzi came to this country and built a life that exemplifies the American Dream. After earning a bachelor's degree in journalism from Wayne State University he embarked upon a career as editor of Detroit Labor News and of AFL-CIO News. He became the first directly elected mayor of Farmington Hills, serving in that capacity for 5 years. Prior to his election to this office, he served as a member of the city council and the school board. Moreover, he held the position of chair of the Nineteenth Democratic Congressional District; and

Whereas, Elected to the House of Representatives in 2002, Representative Vagnozzi worked closely in the budget process as a member of the House Appropriations Committee and as chair of the subcommittee handling the budget for the Department of History Arts, and Libraries. He was also vice-chair of the subcommittee on Fiscal Oversight and School Aid and Education. He has served the citizens of the Thirty-seventh District with distinction; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of tribute to commend and thank the Honorable Aldo Vagnozzi for his notable contributions to this legislative body; and be it further

Resolved, That copies of this resolution be transmitted to Representative Vagnozzi as evidence of our gratitude and best wishes.

Pending the reference of the resolution to a committee,

Rep. Tobocman moved that Rule 71 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker on behalf of the entire membership of the House of Representatives offered the following resolution:

House Resolution No. 510.

A resolution for the Honorable Howard Walker.

Whereas, It is an honor for the members of this legislative body to recognize Representative Howard Walker for his outstanding work on behalf of his constituents in Traverse City, Michigan. Representative Walker has been a valuable public servant and we extend to him our gratitude for his contributions; and

Whereas, A graduate of Michigan Technological University with a bachelor's degree in forestry, Representative Walker embarked on a career as a professional land surveyor. He has also been active in the community as a member of the Traverse City Area Public School Board, the Rotary, GT Regional Land Conservancy, the Michigan Society of Professional Surveyors, and as a member of First Congregational Church; and

Whereas, As a member of the House, Representative Walker contributed his educational and career expertise to the Agriculture, the Great Lakes and Environment, and the Tourism, Outdoor Recreation and Natural Resources Committees. His work in the House over the past 6 years has been greatly appreciated by his colleagues, staff members, constituents, and the citizens of this state; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of tribute to commend and thank the Honorable Howard Walker for his service to the Michigan House of Representatives; and be it further

Resolved, That copies of this resolution be transmitted to Representative Walker as evidence of our gratitude and best wishes.

Pending the reference of the resolution to a committee,

Rep. Tobocman moved that Rule 71 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:

House Resolution No. 511.

A resolution for the Honorable Chris Ward.

Whereas, As he completes his service with the Michigan House of Representatives, it is a privilege to salute Representative Ward for his contributions to the legislative process. During his 3 terms as a legislator, Representative Ward has exhibited a dedication to improving the lives of his constituents as well as the citizens of this entire state; and

Whereas, Representative Ward came to the House of Representatives with a wealth of public service experience and a willingness to serve. In addition to his tenure as Brighton Township Clerk and Brighton Township Trustee, he served as chair of the Livingston County Republican Party and the Brighton District Library Board as well as numerous other organizations and governing bodies; and

Whereas, Throughout his years in the House, Representative Ward has earned distinction and accolades for his involvement and leadership, including the Michigan Jaycees Outstanding Young Governmental Leader, the Michigan Municipal League, Distinguished Service Award, and numerous other accolades. His House career includes a term as Majority Floor Leader, and in the current legislature, service on the House Ethics and Elections and Regulatory Reform Committees; now, therefore, be it

Resolved by the House of Representatives, That we honor Representative Chris Ward as he concludes a distinguished career of service to this legislative body; and be it further

Resolved, That copies of this resolution be transmitted to Representative Ward as evidence of our admiration and best wishes.

Pending the reference of the resolution to a committee,
Rep. Tobocman moved that Rule 71 be suspended and the resolution be considered at this time.
The motion prevailed, 3/5 of the members present voting therefor.
The question being on the adoption of the resolution,
The resolution was adopted.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:
House Resolution No. 512.

A resolution of tribute for the Honorable Lorence Wenke.

Whereas, It is with great admiration for his commitment to the people of the Sixty-third District, as well as the entire state, that we honor Representative Lorence Wenke as he ends his tenure of service as a member of this legislative body. His expertise in business and commitment to excellence in public service greatly enriched the efforts of the legislature over the past 6 years; and

Whereas, Lorence Wenke earned a bachelor's degree in business administration from Western Michigan University. Prior to his election to the House of Representatives, he served as Kalamazoo County Commissioner for 8 years and was chair for 3. He also has a rich history of private industry experience as the owner of numerous greenhouses, including Wenke Greenhouses, and as a manager at Westinghouse Electric Corporation. He was also involved as a member and volunteer with numerous professional, civic, and community organizations, including the Community Correction Advisory Board, Kalamazoo County Chamber of Commerce, and Kalamazoo Rotary Club; and

Whereas, Throughout his tenure with the House, Representative Wenke has exhibited true commitment in representing his constituents and passing legislation that benefits the citizens of this state. With his invaluable experience as a businessman, he has been an active contributor to the work of numerous committees and has chaired the Higher Education and Career Preparation Committee during the Ninety-third Legislature and the Tax Policy Committee during the Ninety-second Legislature; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of our gratitude to the Honorable Lorence Wenke as he brings to a close his tenure in this legislative body; and be it further

Resolved, That a copy of this resolution be transmitted to Representative Wenke as evidence of our gratitude and best wishes.

Pending the reference of the resolution to a committee,
Rep. Tobocman moved that Rule 71 be suspended and the resolution be considered at this time.
The motion prevailed, 3/5 of the members present voting therefor.
The question being on the adoption of the resolution,
The resolution was adopted.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:
House Resolution No. 513.

A resolution of tribute for the Honorable Lisa Wojno.

Whereas, It is a privilege to extend the congratulations of this legislative body to Representative Lisa Wojno as she completes her service in the House of Representatives. Her election in 2002 gave her the opportunity to represent the citizens of the Twenty-eighth District, and she has carried out this responsibility with distinction. Representative Wojno has been an outspoken leader on issues that impact the lives of citizens across this state; and

Whereas, Lisa Wojno earned her bachelor's of science in nursing from Oakland University and worked at Beaumont Health Care System as a registered nurse in a variety of capacities, serving in oncology, the surgical intensive care unit, labor and delivery, and insurance authorization. Representative Wojno has also been an active member of her community as a member of the Michigan Nursing Association and St. Anne Catholic Church; and

Whereas, Representative Wojno incorporated her insights and ideals on public policy issues into her work as a legislator. She has been an active contributor to the work of numerous committees and has chaired the Government Operations Committee. Her steadfast commitment to addressing the complexities of health policy issues has been of great value and benefit to this state; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of our gratitude to the Honorable Lisa Wojno as she brings to a close her tenure in this legislative body; and be it further

Resolved, That a copy of this resolution be transmitted to Representative Wojno as evidence of our gratitude and best wishes.

Pending the reference of the resolution to a committee,
Rep. Tobocman moved that Rule 71 be suspended and the resolution be considered at this time.
The motion prevailed, 3/5 of the members present voting therefor.
The question being on the adoption of the resolution,
The resolution was adopted.

THIS RESOLUTION IS OFFERED TO COMPLY WITH MCL §§ 830.415 AND 830.417 AND REQUIRES A RECORD ROLL CALL VOTE.

Rep. Hood offered the following concurrent resolution:

House Concurrent Resolution No. 103.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and the Regents of the University of Michigan relative to the University of Michigan-Ann Arbor Phoenix Laboratory.

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the Regents of the University of Michigan (the “Educational Institution”), the State Administrative Board, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the Educational Institution may be conveyed to the State Building Authority (the “Authority”); and

Whereas, The site for the University of Michigan-Ann Arbor Phoenix Laboratory (the “Facility”) is currently owned by the Educational Institution; and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State of Michigan (the “State”) may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing additional space to be used by the Educational Institution pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease among the Authority, the State, and the Educational Institution has been prepared providing for the leasing of the Facility by the Authority to the State and the Educational Institution (the “Lease”); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Total Facility Cost for the University of Michigan-Ann Arbor Phoenix Laboratory shall not exceed \$9,500,000 (the Authority share is \$6,428,200, the State General Fund/General Purpose share is \$100, and the Educational Institution share is \$3,071,700), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$6,428,200, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and the Educational Institution and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of “True Rental” for the Facility shall be within or below the range of \$441,000 and \$576,000, as shall reflect variations that may occur in the components upon which the appraisal of True Rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease among the State, the Educational Institution, and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That copies of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, the Regents of the University of Michigan, and the State Budget Director.

The concurrent resolution was referred to the Committee on Appropriations.

Reports of Standing Committees

The Committee on Ethics and Elections, by Rep. Corriveau, Chair, reported

House Bill No. 6610, entitled

A bill to enter into the interstate compact to elect the president by national popular vote; and for related purposes. Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Corriveau, Donigan, Hammon, Warren and Pearce

Nays: Rep. Clemente

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Corriveau, Chair, of the Committee on Ethics and Elections, was received and read:

Meeting held on: Wednesday, December 10, 2008

Present: Reps. Corriveau, Clemente, Donigan, Hammon, Warren and Pearce

Absent: Reps. Bieda, Ward and Wenke

Excused: Reps. Bieda, Ward and Wenke

The Committee on Judiciary, by Rep. Condino, Chair, reported

Senate Bill No. 158, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 136b (MCL 750.136b), as amended by 1999 PA 273.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Virgil Smith, Warren, Schuitmaker, David Law and Rick Jones

Nays: None

The Committee on Judiciary, by Rep. Condino, Chair, reported

Senate Bill No. 760, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16g of chapter XVII (MCL 777.16g), as amended by 2002 PA 630.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Virgil Smith, Warren, Schuitmaker, David Law and Rick Jones

Nays: None

The Committee on Judiciary, by Rep. Condino, Chair, reported

Senate Bill No. 786, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8401 (MCL 600.8401), as amended by 1999 PA 27.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Virgil Smith, Warren, Schuitmaker, David Law and Rick Jones

Nays: None

The Committee on Judiciary, by Rep. Condino, Chair, reported

Senate Bill No. 1134, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 303, 319, 322, 625, and 625b (MCL 257.303, 257.319, 257.322, 257.625, and 257.625b), section 303 as amended by 2008 PA 7, section 319 as amended by 2004 PA 362, section 322 as amended by 2001 PA 159, section 625 as amended by 2006 PA 564, and section 625b as amended by 2004 PA 62, and by adding sections 20b and 322a.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Virgil Smith, Warren, Schuitmaker, David Law and Rick Jones

Nays: None

The Committee on Judiciary, by Rep. Condino, Chair, reported

Senate Bill No. 1483, entitled

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending sections 8d and 9 (MCL 125.2688d and 125.2689), section 8d as amended by 2008 PA 117 and section 9 as amended by 2007 PA 186.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Virgil Smith, Warren, Schuitmaker, David Law and Rick Jones

Nays: None

The Committee on Judiciary, by Rep. Condino, Chair, reported

Senate Bill No. 1572, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 539l.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Virgil Smith, Warren, Schuitmaker, David Law and Rick Jones

Nays: None

The Committee on Judiciary, by Rep. Condino, Chair, reported

Senate Bill No. 1629, entitled

A bill to amend 1976 PA 223, entitled "An act to create an agency concerned with crime victim services; to prescribe its powers and duties; to provide compensation to certain victims of crimes; to provide for the promulgation of rules; and to provide for penalties," (MCL 18.351 to 18.368) by adding section 5a.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Virgil Smith, Warren, Schuitmaker, David Law and Rick Jones

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Condino, Chair, of the Committee on Judiciary, was received and read:

Meeting held on: Wednesday, December 10, 2008

Present: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Virgil Smith, Warren, Schuitmaker, David Law and Rick Jones

Absent: Reps. Meisner, Scott, Elsenheimer, Stakoe and Rocca

The Committee on Great Lakes and Environment, by Rep. Warren, Chair, reported

Senate Bill No. 1227, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 11717b (MCL 324.11717b), as added by 2004 PA 381.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Warren, Donigan, Ebli, Leland, Meadows, Miller, Valentine, Walker and Meekhof

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Warren, Chair, of the Committee on Great Lakes and Environment, was received and read:

Meeting held on: Wednesday, December 10, 2008

Present: Reps. Warren, Donigan, Ebli, Leland, Meadows, Miller, Valentine, Robertson, Palmer, Walker and Meekhof

Absent: Reps. Griffin, Kathleen Law, Emmons and Moolenaar

Excused: Reps. Griffin, Kathleen Law, Emmons and Moolenaar

The Committee on Appropriations, by Rep. Cushingberry, Chair, reported

House Bill No. 5450, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 301, 3101, 3104, 3115a, 3122, 3124, 5521, 5522, 11130, 11135, 11153, 11507a, 11525, 11525a, 12103, 12109, 12112, 14301, 30104, 30109, 30112, 30306, 30316, 31509, 32312, 32510, 32511, 32513, 62509, and 62509a (MCL 324.301, 324.3101, 324.3104, 324.3115a, 324.3122, 324.3124, 324.5521, 324.5522, 324.11130, 324.11135, 324.11153, 324.11507a, 324.11525, 324.11525a, 324.12103, 324.12109, 324.12112, 324.14301, 324.30104, 324.30109, 324.30112, 324.30306, 324.30316, 324.31509, 324.32312, 324.32510, 324.32511, 324.32513, 324.62509, and 324.62509a), section 301 as amended by 2004 PA 587, section 3101 as amended by 2006 PA 97, section 3104 as amended by 2005 PA 33, sections 3122 and 3124 as added by 2004 PA 90, section 5521 as amended by 1998 PA 245, section 5522 as amended by 2005 PA 169, sections 11130, 11135, 12103, 12109, and 12112 as amended and section 11153 as added by 2001 PA 165, section 11507a as amended by 2004 PA 39, sections 11525 and 11525a as amended by 2003 PA 153, section 14301 as amended by 1998 PA 289, section 30104 as amended by 2006 PA 531, sections 30109 and 32513 as amended by 2003 PA 163, sections 30112, 30316, 32510, and 32511 as added by 1995 PA 59, section 30306 as amended by 2003 PA 14, sections 31509, 32312, and 62509 as amended by 2004 PA 325, and section 62509a as added by 1998 PA 467, and by adding part 50 and sections 14307 and 31509a.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Sak, Alma Smith, Spade and Vagnozzi

Nays: None

The Committee on Appropriations, by Rep. Cushingberry, Chair, reported

House Resolution No. 152.

A resolution to memorialize Congress to provide funding for the partnership program of the United States Census Bureau.

(For text of resolution, see House Journal No. 69 of 2007, p. 1120.)

With the recommendation that the resolution be adopted.

The resolution was laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Sak, Alma Smith, Spade, Vagnozzi, Acciavatti, Shaffer, Amos, Booher, Hansen, Proos and Agema

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Cushingberry, Chair, of the Committee on Appropriations, was received and read:

Meeting held on: Wednesday, December 10, 2008

Present: Reps. Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Sak, Alma Smith, Spade, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Caul, Hansen, Proos, Agema, Moss and Nofs

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

House Bill No. 6421, entitled

A bill to establish the boy scouts of Michigan fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Condino, Farrah, Robert Jones, Mayes, Melton, Sheltroun, Meltzer, Sheen, Pastor and Calley

Nays: None

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

House Bill No. 6422, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2008 PA 162.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Condino, Farrah, Robert Jones, Mayes, Melton, Sheltroun, Meltzer, Sheen, Pastor and Calley

Nays: None

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

House Bill No. 6466, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2008 PA 162.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Condino, Farrah, Robert Jones, Mayes, Melton, Sheltroun, Meltzer, Sheen, Pastor and Calley

Nays: None

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

House Bill No. 6467, entitled

A bill to establish the girl scouts of Michigan fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Condino, Farrah, Robert Jones, Mayes, Melton, Sheltroun, Meltzer, Sheen, Pastor and Calley

Nays: None

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

House Bill No. 6764, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4ee.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Condino, Farrah, Robert Jones, Mayes, Melton, Sheltroun, Young, Meltzer, Sheen, Pastor and Calley

Nays: Rep. Wenke

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

Senate Bill No. 880, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 4p (MCL 205.94p), as added by 1999 PA 117.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Robert Jones, Mayes, Melton, Sheltroun, Young, Meltzer, Sheen, Pastor and Calley

Nays: None

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

Senate Bill No. 881, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4u (MCL 205.54u), as amended by 2004 PA 173.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Farrah, Robert Jones, Mayes, Melton, Sheltroun, Young, Meltzer, Sheen, Pastor and Calley

Nays: None

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

Senate Bill No. 1009, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 207 (MCL 208.1207).

With the recommendation that the substitute (H-3) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Condino, Mayes, Warren, Young, Meltzer, Sheen, Pastor and Wenke

Nays: Reps. Farrah, Robert Jones and Calley

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

Senate Bill No. 1264, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 409 (MCL 208.1409), as amended by 2007 PA 145.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Condino, Farrah, Robert Jones, Mayes, Melton, Sheltroun, Warren, Meltzer, Sheen, Pastor, Wenke and Calley

Nays: None

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

Senate Bill No. 1353, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2008 PA 162.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Condino, Farrah, Robert Jones, Mayes, Melton, Sheltroun, Meltzer, Sheen, Pastor and Calley
Nays: None

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

Senate Bill No. 1374, entitled

A bill to amend 2001 PA 63, entitled "History, arts, and libraries act," by amending the title and section 2 (MCL 399.702), section 2 as amended by 2008 PA 85, and by adding section 9.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Condino, Farrah, Robert Jones, Mayes, Melton, Sheltroun, Meltzer, Sheen, Pastor and Calley
Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Bieda, Chair, of the Committee on Tax Policy, was received and read:

Meeting held on: Wednesday, December 10, 2008

Present: Reps. Bieda, Condino, Farrah, Robert Jones, Mayes, Melton, Sheltroun, Warren, Young, Meltzer, Sheen, Pastor, Wenke and Calley

Absent: Reps. Meisner, Steil and Palmer

Excused: Reps. Meisner, Steil and Palmer

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hopgood, Chair, of the Committee on Transportation, was received and read:

Meeting held on: Wednesday, December 10, 2008

Present: Reps. Hopgood, Griffin, Donigan, Ebli, Leland, Miller, LaJoy, Casperson, Nitz, Pavlov, Pearce and Stahl

Absent: Reps. Accavitti, Bieda, Mayes, Young and Knollenberg

Excused: Reps. Accavitti, Bieda, Mayes, Young and Knollenberg

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Cushingberry, Chair, of the Committee on Appropriations, was received and read:

Meeting held on: Wednesday, December 10, 2008

Present: Reps. Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Sak, Alma Smith, Spade, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Caul, Hansen, Proos, Agema, Moss and Nofs

Messages from the Senate

House Bill No. 4163, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 12601, 12603, 12611, 12613, 12614, 12905, and 12915 (MCL 333.12601, 333.12603, 333.12611, 333.12613, 333.12614, 333.12905, and 333.12915), sections 12601 and 12613 as amended by 1988 PA 315, sections 12603 and 12611 as amended by 1993 PA 217, section 12614 as added by 1988 PA 296, section 12905 as amended by 1993 PA 242, and section 12915 as amended by 1982 PA 526, and by adding sections 12606, 12606a, and 12606b; and to repeal acts and parts of acts.

The Senate has appointed Senators Cropsey, Sanborn and Basham as conferees to join with Representatives Clack, Meisner and Hildenbrand.

The bill was referred to the Conference Committee.

House Bill No. 5677, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 36101 (MCL 324.36101), as amended by 2000 PA 262.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 5679, entitled

A bill to amend 2000 PA 92, entitled "Food law of 2000," by amending sections 1105 and 1107 (MCL 289.1105 and 289.1107), as amended by 2007 PA 113.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 5828, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," (MCL 710.21 to 712A.32) by adding section 56a to chapter X; and to repeal acts and parts of acts.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 5878, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," (MCL 208.1101 to 208.1601) by adding section 460.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 6189, entitled

A bill to amend 1991 PA 46, entitled "Eligible domestic relations order act," by amending section 2 (MCL 38.1702).

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 6412, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1279g (MCL 380.1279g), as added by 2004 PA 596.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 6413, entitled

A bill to amend 2006 PA 479, entitled "Michigan promise grant act," by amending section 2 (MCL 390.1622), as amended by 2007 PA 42.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 6608, entitled

A bill to amend 1964 PA 283, entitled "Weights and measures act," by amending section 28c (MCL 290.628c), as amended by 2003 PA 189.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 6623, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 44 and 78a (MCL 211.44 and 211.78a), section 44 as amended by 2002 PA 641 and section 78a as added by 1999 PA 123.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 6636, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending sections 1d and 49 (MCL 38.1d and 38.49), section 1d as amended by 2002 PA 93 and section 49 as amended by 2004 PA 33.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 6638, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending sections 4 and 108 (MCL 38.1304 and 38.1408), section 4 as amended by 2007 PA 15 and section 108 as amended by 2002 PA 94.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 6640, entitled

A bill to amend 1957 PA 261, entitled "Michigan legislative retirement system act," by amending sections 8a and 59a (MCL 38.1008a and 38.1059a), section 8a as amended by 2002 PA 97 and section 59a as amended by 2006 PA 614.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 6741, entitled

A bill to amend 1986 PA 268, entitled "Legislative council act," by amending sections 782 and 783 (MCL 4.1782 and 4.1783), section 782 as added by 2007 PA 98 and section 783 as added by 2007 PA 99.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

House Bill No. 4092, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520m (MCL 750.520m), as amended by 2003 PA 100.

The Senate has amended the bill as follows:

1. Amend page 5, following line 24, enacting section 1, after “effect” by striking out the balance of the enacting section and inserting “July 1, 2009.”.

The Senate has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

House Bill No. 4146, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding part 134; and to repeal acts and parts of acts.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

House Bill No. 4730, entitled

A bill to amend 1972 PA 230, entitled “Stille-DeRossett-Hale single state construction code act,” (MCL 125.1501 to 125.1531) by adding section 4d.

The Senate has substituted (S-4) the bill.

The Senate has passed the bill as substituted (S-4), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

House Bill No. 4843, entitled

A bill to amend 2002 PA 733, entitled “State plumbing act,” by amending sections 31 and 35 (MCL 338.3541 and 338.3545), section 31 as amended by 2004 PA 268.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

House Bill No. 4844, entitled

A bill to amend 1956 PA 217, entitled “Electrical administrative act,” by amending section 3 (MCL 338.883), as amended by 2004 PA 275.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1956 PA 217, entitled “An act to safeguard persons and property; to provide for licensing and regulation of electricians and electrical contractors concerning the construction, alteration, installation of electrical wiring and equipment and for the inspection of electrical wiring; to create an electrical administrative board; to create certain committees for certain purposes; to provide certain powers and duties for certain departments; to provide for the assessment of certain fees and for the promulgation of rules; and to prescribe penalties for violations of this act,” by amending sections 1 and 3 (MCL 338.881 and 338.883), section 1 as amended by 1992 PA 130 and section 3 as amended by 2004 PA 275.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

House Bill No. 4846, entitled

A bill to amend 1984 PA 192, entitled “Forbes mechanical contractors act,” by amending section 10 (MCL 338.980), as amended by 2004 PA 271.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

House Bill No. 4848, entitled

A bill to amend 1986 PA 54, entitled "Building officials and inspectors registration act," by amending section 13 (MCL 338.2313).

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

House Bill No. 5341, entitled

A bill to amend 1972 PA 230, entitled "Stille-DeRossett-Hale single state construction code act," (MCL 125.1501 to 125.1531) by adding section 4e.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1972 PA 230, entitled "An act to create a construction code commission and prescribe its functions; to authorize the director to promulgate rules with recommendations from each affected board relating to the construction, alteration, demolition, occupancy, and use of buildings and structures; to prescribe energy conservation standards for the construction of certain buildings; to provide for statewide approval of premanufactured units; to provide for the testing of new devices, materials, and techniques for the construction of buildings and structures; to define the classes of buildings and structures affected by the act; to provide for administration and enforcement of the act; to create a state construction code fund; to prohibit certain conduct; to establish penalties, remedies, and sanctions for violations of the act; to repeal acts and parts of acts; and to provide an appropriation," (MCL 125.1501 to 125.1531) by adding section 4f.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

House Bill No. 5355, entitled

A bill to amend 1989 PA 196, entitled "An act to abolish the criminal assessments commission; to prescribe certain duties of the crime victim services commission; to create the crime victim's rights fund; to provide for expenditures from the fund; to provide for assessments against criminal defendants and certain juvenile offenders; to provide for payment of crime victim's rights services; and to prescribe the powers and duties of certain state and local agencies and departments," by amending sections 1, 4, and 8 (MCL 780.901, 780.904, and 780.908), sections 1 and 4 as amended by 1996 PA 520 and section 8 as amended by 1993 PA 345.

The Senate has amended the bill as follows:

1. Amend page 5, line 4, after "**OCTOBER 1**," by striking out "**2010**" and inserting "**2009**".

The Senate has passed the bill as amended and ordered that it be given immediate effect.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

House Bill No. 5534, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 248 and 249 (MCL 750.248 and 750.249), section 248 as amended by 1991 PA 145.

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

House Bill No. 5678, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 9 (MCL 211.9), as amended by 2006 PA 550.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

House Bill No. 5910, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 7j (MCL 722.627j), as amended by 2004 PA 563.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

House Bill No. 5992, entitled

A bill to amend 2000 PA 92, entitled "Food law of 2000," by amending section 3119 (MCL 289.3119), as amended by 2007 PA 113.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **Senate Bill No. 1370**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Education from further consideration of **Senate Bill No. 482**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Judiciary from further consideration of **House Bill No. 5150**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Commerce from further consideration of **Senate Bill No. 1114**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Commerce from further consideration of **Senate Bill No. 720**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Commerce from further consideration of **Senate Bill No. 1571**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Military and Veterans Affairs and Homeland Security from further consideration of **House Bill No. 6760**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Banking and Financial Services from further consideration of **Senate Bill No. 1635**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Banking and Financial Services from further consideration of **Senate Bill No. 1636**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Banking and Financial Services from further consideration of **Senate Bill No. 1637**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Banking and Financial Services from further consideration of **Senate Bill No. 1236**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Government Operations from further consideration of **House Concurrent Resolution No. 67**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 4577**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 6749**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 6750**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 6326**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Joint Resolution HHH**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Appropriations from further consideration of **House Concurrent Resolution No. 103**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Government Operations from further consideration of **House Concurrent Resolution No. 67**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Government Operations from further consideration of **House Resolution No. 323**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 4575**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 4576**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 6377**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Health Policy from further consideration of **House Bill No. 5881**.

Rep. David Law

Messages from the Governor

The following message from the Governor was received December 10, 2008 and read:

EXECUTIVE ORDER No. 2008 – 21

IMPLEMENTATION OF EXPENDITURE REDUCTIONS UNDER SECTION 20 OF ARTICLE V OF THE MICHIGAN CONSTITUTION OF 1963

WHEREAS, under Section 20 of Article V of the Michigan Constitution of 1963, the Governor, with the approval of the appropriating committees of the House of Representatives and the Senate, shall reduce expenditures authorized by appropriations whenever it appears that actual revenues for a fiscal period will fall below the revenue estimates on which appropriations for that period were based, and the reductions shall be made in accordance with procedures prescribed by law;

WHEREAS, it appears that actual revenues for the fiscal period beginning on October 1, 2008 and ending on September 30, 2009, will fall below the revenue estimates on which appropriations for that period were based, the estimates having been determined by the Legislature as required under Section 31 of Article IV of the Michigan Constitution of 1963;

WHEREAS, pursuant to Section 391 of The Management and Budget Act, 1984 PA 431, MCL 18.1391, on the basis of written information from the State Budget Director and the State Treasurer, it appears that actual revenue will fall below such revenue estimates;

WHEREAS, there is an unanticipated loss of funding that the departments and agencies of state government do not expect to obtain or make up during the current fiscal year;

WHEREAS, expenditure reductions totaling \$133,952,600.00 general fund-general purpose and \$11,800,000.00 special purpose funds are necessary;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor under the Michigan Constitution of 1963 and Michigan law, and with the approval of a majority of members of each appropriations committee, order the following reductions in expenditures:

- A. Portions of general fund-general purpose expenditures authorized by appropriations amounting to \$133,952,600.00 contained in the following public acts are hereby reduced. Where the expenditure reductions of general fund-general purpose appropriations in this Order reduce the restricted portions of gross appropriations and sources of financing that will be earned, the amounts to be reduced shall be provided separately to the State Budget Director for approval and entry into the accounts.

<u>Public Act</u>	<u>Department</u>	<u>Reduction Amount</u>
2008 PA 253	Agriculture	\$487,400
2008 PA 261	Attorney General	482,300
2008 PA 261	Civil Rights	186,300
2008 PA 246	Community Health	37,857,100
2008 PA 245	Corrections	26,404,000
2008 PA 212	Education	113,300
2008 PA 247	Environmental Quality	667,000
2008 PA 254	History, Arts, and Libraries	322,800
2008 PA 248	Human Services	63,261,000
2008 PA 251	Labor and Economic Growth	856,500
2008 PA 261	Management and Budget	1,026,300
2008 PA 214	Military and Veterans Affairs	632,300
2008 PA 252	Natural Resources	159,400
2008 PA 261	State	398,000
2008 PA 261	Treasury	1,098,900
	TOTAL	\$133,952,600

- B. The reduction totals for the departments in Section A include the following appropriation items or are predicated upon the following actions:

1. Department of Agriculture

Appropriation Number	Item	Reduction Amount
01420	Rent and building occupancy charges	240,000
02205	Pesticide and plant pest management	100,000
03120	Environmental stewardship	100,000
03250	Technical assistance match	<u>47,400</u>
		487,400

2. Department of Attorney General

Appropriation Number	Item	Reduction Amount
01040	Attorney general operations	<u>482,300</u>
		482,300

3. Department of Civil Rights

Appropriation Number	Item	Reduction Amount
01000	Civil rights operations	156,300
02100	Information technology services and projects	<u>30,000</u>
		186,300

4. Department of Community Health

Appropriation Number	Item	Reduction Amount
01130	Mental health/substance abuse program administration	300,000
01191	Departmental administration and management	200,000
02965	Medicaid mental health services	299,200
04000	Center for forensic psychiatry	1,000,000
14230	Family, maternal, and children's health services administration	158,000
14355	Medical care and treatment	9,086,100
16230	Laboratory services	150,000
18330	Health systems administration	300,000
33500	Hospital services and therapy	3,123,500
33540	Pharmaceutical services	233,900
33550	Health plan services	3,258,900
33630	Single point of entry	1,000,000
33680	Long-term care services	18,340,900
34010	Medical services administration	<u>406,600</u>
		37,857,100

5. Department of Corrections

Appropriation Number	Item	Reduction Amount
02072	New custody staff training	3,611,000
05083	Information technology services and projects	61,800
17520	Southwestern region clinical complexes	2,379,000
29005	MPRI education program	716,900
29511	Prison food service	3,158,500

29512	Transportation	111,100
74002	Michigan reformatory – Ionia	10,555,500
77002	Lakeland correctional facility – Coldwater	<u>5,810,200</u>
		26,404,000

6. Department of Education

Appropriation Number	Item	Reduction Amount
01605	Central support	37,500
01610	Terminal leave payments	15,000
01623	Building occupancy charges – property management services	17,300
07501	School finance and school law operations	<u>43,500</u>
		113,300

7. Department of Environmental Quality

Appropriation Number	Item	Reduction Amount
01001	Executive direction	50,000
01093	Unclassified salaries	50,000
02808	Field permitting and project assistance	87,500
03326	Mineral wells management	1,500
04320	Pollution prevention and technical assistance	24,600
04541	Contaminated site investigation, cleanup, and revitalization	31,700
04620	Air quality programs	130,000
04706	Hazardous waste management program	18,000
04709	Radiological protection program	16,000
04715	Underground storage tank program	14,000
04718	Aboveground storage tank program	5,000
04726	Solid waste management program`	9,500
04918	Water withdrawal assessment program	166,000
06051	Water pollution control and drinking water revolving fund	<u>63,200</u>
		667,000

8. Department of History, Arts, and Libraries

Appropriation Number	Item	Reduction Amount
01100	Management services	29,100
03050	Library of Michigan operations	202,900
04100	Historical administration and services	68,600
04180	Thunder Bay national marine sanctuary and underwater preserve	2,500
07511	Mackinac Island park operation	17,400
07516	Historical facilities system	<u>2,300</u>
		322,800

9. Department of Human Services

Appropriation Number	Item	Reduction Amount
11040	Contractual services, supplies, and materials – Executive Operations	100,000
11400	Electronic benefit transfer EBT	100,000

12080	Payroll taxes and fringe benefits	7,494,100
15100	AFC, children's welfare and day care licensure	3,300,000
16100	Information technology services and projects	102,300
16500	Child support automation	170,000
32500	Family independence program	23,287,200
32550	Day care services	12,113,400
47610	Medium security juvenile services	1,000,000
62610	Field staff, salaries and wages	10,647,400
72750	Adoption subsidies	4,746,600
81450	Employment and training support services	<u>200,000</u>
		63,261,000

10. Department of Labor and Economic Growth

Appropriation Number	Item	Reduction Amount
06000	Workforce programs administration	150,000
11601	Administration	600,000
11603	Board of magistrates and appellate commission	31,500
27010	Fire marshal program	15,000
27120	Fire fighters training council	30,000
27130	Fire safety program	<u>30,000</u>
		856,500

11. Department of Management and Budget

Appropriation Number	Item	Reduction Amount
00005	Information technology services and projects (Department of Management and Budget)	207,200
12000	Administrative services	3,800
13000	Budget and financial management	132,200
14000	Office of the state employer	22,600
16000	Business support services	74,900
19150	Information technology services and projects (Civil Service Commission)	46,100
19300	Executive direction	262,500
19900	Human resources operations	<u>237,000</u>
		986,300

The Department of Management and Budget shall reduce building occupancy general fund expenditures by \$40,000.00. The State Budget Director is authorized to take any and all actions necessary to properly record expenditure reductions as part of the financial transactions for the fiscal year ending September 30, 2009.

12. Department of Military and Veterans Affairs

Appropriation Number	Item	Reduction Amount
01011	Headquarters and armories	75,000
02011	Military training sites and support facilities	57,800
03011	Departmentwide accounts	52,500
03500	Grand Rapids veterans' home	319,100
03700	D. J. Jacobetti veterans' home	100,600
03800	Information technology services and projects	200
05525	Veterans' affairs directorate administration	<u>27,100</u>
		632,300

13. Department of Natural Resources

Appropriation Number	Item	Reduction Amount
01001	Executive direction	10,200
01005	Communications	6,600
01092	Commission	500
01093	Unclassified salaries	1,300
01105	Internal audit services	600
01106	Budget and support services	3,200
01107	Financial services	4,100
01108	Grants management	3,600
02020	Land and facilities	6,900
02129	Cooperative resource programs	14,000
02132	Wildfire protection	50,100
02207	Natural resources heritage	15,100
02302	Water withdrawal assessment program	28,100
03116	General law enforcement	<u>15,100</u>
		159,400

14. Department of State

Appropriation Number	Item	Reduction Amount
10000	Operations – Executive direction	3,800
14100	Operations – Department services	52,400
15100	Operations – Regulatory services	40,600
19100	Branch operations	183,700
19300	Central operations	113,800
45500	Information technology services and projects	<u>3,700</u>
		398,000

15. Department of Treasury

Appropriation Number	Item	Reduction Amount
01201	Treasury operations information technology services and projects	13,400
01308	Rent and building occupancy charges – property management services	250,000
03010	Economic development job training grants (Michigan Strategic Fund)	447,000
09517	Renaissance zone reimbursement	<u>388,500</u>
		1,098,900

C. Portions of appropriations financed with special purpose revenue amounting to \$11,800,000.00 contained in the following public acts are reduced as follows:

Public Act	Department	Reduction Amount
2008 PA 245	Corrections	\$1,800,000
2008 PA 213	Higher Education	<u>10,000,000</u>
	TOTAL	11,800,000

- D. The reduction totals for the departments and agencies in Section C include the following appropriation items or are predicated upon the following actions:

1. Department of Corrections – Trooper Recruit School Fund

Appropriation Number	Item	Reduction Amount
29000	Trooper recruit school fund	<u>1,800,000</u>
		1,800,000

The amount in Section 926(4) of 2008 PA 245 is reduced to \$0.00.

2. Higher Education – Michigan Merit Award Trust Fund

Appropriation Number	Item	Reduction Amount
80100	Michigan promise grant program	<u>10,000,000</u>
		10,000,000

The State Budget Director is authorized to take any and all actions necessary to implement the provisions of this Order to reduce expenditures authorized by appropriations as specified above for the fiscal year beginning on October 1, 2008 and ending on September 30, 2009.

This Order is effective upon approval by the appropriations committees of the House of Representatives and the Senate, as provided under Section 20 of Article V of the Michigan Constitution of 1963 and Section 391 of The Management and Budget Act, 1984 PA 431, MCL 18.1391.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 10th day of December, in the year of our Lord, two thousand and eight.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

By unanimous consent the House returned to the order of
Notices

December 10, 2008

Mr. Richard J. Brown, Clerk
House of Representatives
State of Michigan
State Capitol Building
Lansing, MI 48909

Dear Mr. Brown:

Pursuant to the authority vested in Governor Jennifer M. Granholm by Article V, Section 20 of the Constitution of the State of Michigan and language contained in P. A. 431 of 1984, as amended: I, Representative George Cushingberry Jr., Chair of the House Appropriations Committee of the Michigan State Legislature, hereby certify that the official minutes of the Committee show that the majority of members of the Committee, elected and serving, are recorded as approving Executive Order No. 2008 – 21, dated December 10, 2008.

Sincerely,
Representative George Cushingberry Jr., Chair
House Appropriations Committee

Announcements by the Clerk

December 9, 2008

Received from the Auditor General a copy of the following audit report and/or report summary:
Performance audit of the G. Robert Cotton Correctional Facility, Department of Corrections, December 2008.

Richard J. Brown
Clerk of the House

By unanimous consent the House returned to the order of
Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 6751**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 6752**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 6753**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 5059**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 6322**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 6323**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 6324**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 6325**.

Rep. Tobocman

Rep. Byrum moved that the House adjourn.
The motion prevailed, the time being 6:45 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, December 11, at 12:00 Noon.

RICHARD J. BROWN
Clerk of the House of Representatives

